

**In The High Court for the States of Punjab and Haryana  
At Chandigarh**

CRM-M-22397-2019 (O&M)

Date of Decision:- 17.9.2019

Gurpartap Singh

... Petitioner

Versus

Renu Bala and another

... Respondents

**CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL**

Present:- Mr. Aman Dhir, Advocate, for the petitioner.

Ms. Rashmi Attri, AAG, Punjab,  
assisted by ASI Teja Singh.

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**GURVINDER SINGH GILL, J. (Oral)**

1. The petitioner has approached this Court seeking grant of anticipatory bail in respect of a criminal complaint No. 65, dated 20.2.2016, wherein the petitioner has been ordered to be summoned vide summoning order dated 9.4.2019 (Annexure P-9).
2. Learned counsel for the petitioner has submitted that in fact the complainant had earlier lodged FIR in respect of the same very incident i.e. FIR No.9 dated 6.2.2016, registered at Police Station Gidderbaha, District Sri Muktsar Sahib, under Section 354 IPC, which was duly inquired into by police and in fact the police has now prepared a cancellation report. It has further been submitted that subsequently the complainant filed the present complaint by making further improvements and by adding allegations in respect of

offences under SC/ST Act, which is apparently an abuse of process of law.

3. Although, the learned State counsel has opposed the petition but has informed that the matter was in fact inquired into by DSP at one stage and the allegations regarding SC/ST Act were found to be false. Learned State counsel in this regard has referred to report dated 16.3.2016 (Annexure P-5) and report dated 27.10.2017 (Annexure P-8).
4. I have considered rival submissions addressed before this Court. Bearing in mind the fact that the complainant had initially lodged the FIR wherein the petitioner had already been granted bail and the present complaint was lodged by levelling some more allegations and also while noticing that pursuant to interim directions issued on 16.5.2019, the petitioner has surrendered before the trial Court and had been released on interim bail, the petition is accepted and the interim directions issued vide order dated 16.5.2019 are made absolute subject to the condition that the petitioner shall appear regularly before the Trial Court and shall abide by the conditions as may be imposed by the Trial Court.

**September 17, 2019**

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**(GURVINDER SINGH GILL)  
JUDGE**

Whether speaking /reasoned

Yes / No

Whether Reportable

Yes / No