

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

CRM-M No.53123 of 2018 (O&M)

Date of decision: 9th April, 2019

Dr. Vikram Singh

... Petitioner

Versus

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE FATEH DEEP SINGH

Present: Mr. Surinder Gandhi, Advocate for the petitioner.

Ms. Dimple Jain, Asstt. Advocate General, Haryana
for the respondent/State.

None for the complainant.

FATEH DEEP SINGH, J. (ORAL)

Learned State counsel has placed on record photostat copy of the report of the Forensic Science Laboratory, Madhuban, Karnal which is taken on record.

Allegations against the petitioner Dr. Vikram Singh in this first regular bail application under Section 439 Cr.P.C. in case bearing FIR No.359 dated 29.10.2018 under Sections 384, 509, 180 IPC and Section 3 of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989 pertaining to Police Station Civil Lines, Bhiwani, have been levelled by complainant Bala Devi. In her complaint, the complainant alleges that on 08.08.2018, in the evening around 5:00 p.m. while she was present in the Court Complex, Bhiwani the accused petitioner had abused her by making casteist remarks and demanding

Rs.20,000/- slurred her image before the public at large. The petitioner was arrested on 30.10.2018.

Learned counsel for the petitioner Mr. Surinder Gandhi inter alia contends that the petitioner is behind bars for the last six months and that the complainant happens to be an *aanganwari* worker in the village of the petitioner and that the petitioner had earlier got registered FIR No.679 dated 10.09.2018 under Sections 218, 219, 420, 467, 471 IPC at Police Station Sadar Bhiwani.

On behalf of the State, Ms. Dimple Jain, learned Asstt. Advocate General, Haryana on instructions from ASI Satnarain, Police Station City Bhiwani has sought to stoutly oppose the bail application on the grounds that the petitioner had earlier got the present complainant involved in a false case and had been threatening and pressurizing her to extract money and that if allowed bail the petitioner might influence the investigation and stifle the trial.

Appreciating the submissions of the two sides, it is duly conceded at the bar by learned State counsel that the petitioner is behind bars for more than five months together with the fact that earlier an FIR was got registered by the present petitioner against the present complainant much prior in time to the present case. Thus, a debatable issue arises over the very genuineness of the claim of the complainant. In view thereof and the fact that the investigation and trial will take a long time to conclude, it would be in the fitness of things to allow the prayer

made. Accordingly, the petitioner is ordered to be released on regular bail to the satisfaction of Chief Judicial Magistrate/Duty Magistrate, Bhiwani. However, it is made clear that anything observed herein shall not be construed as an expression on the merits of the case.

The petition stands disposed off accordingly.

(FATEH DEEP SINGH)
JUDGE

April 9, 2019
rps

Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No