

203 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-53994-2018
Date of decision-01.02.2019

Sumit

...Petitioner

Vs.

State of Haryana

...Respondent

CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. Rahul Jaswal, Advocate for the petitioner.

Mr. Sukhdeep Parmar, DAG, Haryana assisted by
ASI Jitender.

MANOJ BAJAJ, J.

By filing the present petition under Section 438 of the Code of Criminal Procedure, the petitioner has sought anticipatory bail in FIR No.273 dated 13.09.2018 registered under Sections 3 of Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989 and Sections 148, 323, 324, 452 and 506 read with Section 149 of Indian Penal Code registered at Police Station City Israna, District Panipat.

On 06.12.2018 this Court had passed the following order:-

“Learned counsel for the petitioner contends that there are no specific allegations against the petitioner-Sumit and only vague averment has been made naming various persons at the end of the complaint without any specific attribution. There are reasonable grounds existing for exercise of inherent powers in view of the fact that Section 18 of Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989 squeezes the applicability of Section 438 Cr.P.C.

Notice of motion for 01.02.2019.

Meanwhile, the petitioner shall join the

investigation and would come present as and when called for and in the event of arrest, the petitioner shall be admitted to interim bail on his furnishing personal and surety bonds to the satisfaction of Arresting/Investigating Officer.”

Learned counsel for the petitioner contends that in pursuance of the order dated 06.12.2018, the petitioner has joined the investigation.

Learned State counsel on instructions from ASI Jitender submits that the petitioner has joined the investigation and he is not required for custodial interrogation.

In view of the above, the interim bail granted by this Court vide order dated 06.12.2018, is made absolute.

The petition stands allowed.

(MANOJ BAJAJ)
JUDGE

01.02.2019
vanita

Whether speaking/reasoned :	Yes	No
Whether Reportable :	Yes	No