

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

CRM-M-32242-2019

Date of decision-03.12.2019

Mandeep Singh @ Ladi

...Petitioner

Vs.

State of Punjab

...Respondent

CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: None for the petitioner.

Mr. Ramdeep Partap Singh, DAG, Punjab.

MANOJ BAJAJ, J. (Oral)

This petition has been filed by the petitioner under Section 438 Code of Criminal Procedure for grant of anticipatory bail in case FIR No.165 dated 24.06.2019 under Sections 323, 341 and 506 of Indian Penal Code, 1860 and Section 3 of Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989 registered at Police Station Derabassi, District, SAS Nagar Mohali. The petitioner apprehended his arrest at the hands of Police.

There is no representation on behalf of the petitioner.

On 19.08.2019, while issuing notice of motion to the respondent-State, the following order was passed:-

“Learned counsel for the petitioner contends that the offences under Penal Code are bailable and the offence under Scheduled Castes and Scheduled Tribes

Act in the given facts may not be made out. According to her, the custodial interrogation of the petitioner may not be necessary.

Considering the averments in the petition, this Court finds that there are reasonable ground to exercise the power under Section 482 Cr.P.C as the provision of Section 438 Cr.P.C are squeezed by virtue of Section 18 of Scheduled Castes and the Scheduled Tribes (Prevention of Atrocities) Act.

Notice of motion for 03.12.2019.

In the meantime, arrest of the petitioner shall remain stayed."

Learned State counsel on instructions from SI Harjit submitted that the petitioner was associated in the investigation and his custody is no more required.

In view of the stand of the learned State counsel, the petition is allowed and the interim bail granted by this Court vide order dated 19.08.2019 is made absolute.

(MANOJ BAJAJ)
JUDGE

03.12.2019

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