

In the High Court of Punjab and Haryana at Chandigarh

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**CRM-M-39093-2019 (O & M)
Date of Decision: October 18, 2019**

ANIL RAWAT AND OTHERS

.....PETITIONERS

VERSUS

STATE OF HARYANA

....RESPONDENTS

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Ms. Neeru Thakur, Advocate for
Mr. Rajesh Lamba, Advocate for the petitioner.

Mr. D.R. Singla, DAG, Haryana.

ANUPINDER SINGH GREWAL, J (ORAL)

The petitioners are seeking anticipatory bail in FIR No.230 dated 08.05.2019, under Sections 148, 149, 323, 448 and 506 of the Indian Penal Code, 1860 ('IPC' - for short) (Section 452 IPC deleted), registered at Police Station Ballabgarh Sadar, District Faridabad.

Learned counsel for the petitioners contends that there is a delay of three days in registering the FIR wherein it is stated that the petitioners had tried to take forcible possession of the land in dispute. He also contends that the dispute was with regard to inheritance between Vijay Kumar, who is the grandson of Hardhan, and the complainant, who is the nephew of Hardhan. He also contends that petitioner No.1 being Sarpanch of the village got the 'munadi' conducted and the 'panchayat' was also convened in the village in the presence of SDM, Tehsildar and Halqa Patwari. He also contends that Section 452 IPC has been deleted and only the offence under Section 506 IPC is non-bailable while the offences under other sections are bailable.

This Court, by the order dated 13.09.2019, had directed the petitioner to appear before the Investigating Officer and join the investigation and in the event of their arrest, they were ordered to be released on ad-interim bail to the satisfaction of the Investigating/Arresting Officer, subject to the conditions envisaged under Section 438(2) Cr.P.C.

Learned State counsel, on instructions from ASI Rajbir Singh, states that the petitioners have joined investigation and are not required for custodial interrogation.

In view of the submissions of learned counsel for the petitioners and the petitioners having joined investigation, the order dated 13.09.2019 granting interim bail to the petitioners is made absolute.

However, the petitioners shall abide by the conditions stipulated under Section 438(2) Cr.P.C. They shall also join investigation as and when called upon to do so.

The petition stands disposed of.

(ANUPINDER SINGH GREWAL)
JUDGE

October 18, 2019

A.Kaundal

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