

IN THE HIGH COURT OF PUNJAB AND HARYANA,
AT CHANDIGARH

225/A

CRM-M-45678 of 2019

Decided on :27.11.2019

Hariya @ Hari Dass Chela Baba Varindaban Dass

... Petitioners

Versus

State of Haryana

.. Respondents

CORAM : HON'BLE MR.JUSTICE ANUPINDER SINGH GREWAL

Present : Mr.G.C.Shahpuri, Advocate
for the petitioner.
Mr.D.R.Singla, DAG, Haryana.
Mr.Sandeep Kumar Rana, Advocate for the complainant.

Anupinder Singh Grewal, J. (Oral)

The petitioner is seeking anticipatory bail in FIR No.591, dated 27.09.2019, under Sections 147, 149, 323, 506, 509 IPC and Sections 3/33/89 of the Scheduled Caste and Scheduled Tribes (Prevention of Atrocities) Act, 1989 (Amendment 2015), registered at Police Station Central Faridabad, District Faridabad.

Learned counsel for the petitioner contends that the petitioner is 90 years old and is a priest of a temple. The complainant has been trying to obstruct the petitioner from performing his duties as well as trying to dispossess him from the temple land. He also contends that the petitioner has filed a civil suit for permanent injunction against the complainant which was decreed in favour of the petitioner. Later on, a civil suit was preferred by the sons of the petitioner which was also decreed in their favour. The allegations against the petitioner would not constitute a *prima facie* case against the petitioner under the SC/ST Act.

This Court, by the order dated 24.10.2019, had directed the petitioner to appear before the investigating/arresting officer and join the

shall release the petitioner on ad interim bail subject to his satisfaction. The petitioner shall also abide by the conditions as envisaged under Section 438 (2) Cr.P.C.

Learned State counsel on instructions from ASI-Dharambir Singh, states that the petitioner has joined the investigation and is not required for custodial interrogation.

In view of the submissions of learned counsel for the petitioner and the petitioner having joined investigation, the order dated 24.10.2019 granting ad interim bail to the petitioner is made absolute.

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

The petition stands disposed of.

[ANUPINDER SINGH GREWAL]
JUDGE

27.11.2019
sd

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