

IN THE HIGH COURT OF PUNJAB AND HARYANA,
AT CHANDIGARH

225

CRM-M-46386 of 2019

Decided on :27.11.2019

Dev Rattan and others

... Petitioners

Versus

State of Haryana

.. Respondent

CORAM : HON'BLE MR.JUSTICE ANUPINDER SINGH GREWAL

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

Anupinder Singh Grewal, J. (Oral)

The petitioners are seeking anticipatory bail in FIR No.591, dated 27.09.2019, under Sections 147, 149, 323, 506, 509 IPC and Section 3 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 petitioners contends that the father of petitioners No.1 and 2 is a priest of a temple and the complainant has been trying to obstruct him from performing his duties as well as trying to dispossess him from the temple land. He also contends that the father of petitioners No.1 and 2, had filed a civil suit for permanent injunction which was decreed in his favour. Later on, a civil suit was preferred by petitioner No.1 for permanent and mandatory injunction, which was also decreed in his favour. He also contends that the allegations against the petitioners would not constitute a *prima facie* case against them under the SC/ST Act. He further states that petitioners No.3 to 5 are the sons of petitioners No.1 and 2.

This Court, by the order dated 31.10.2019, had directed the

investigation and in the event of their arrest, the investigating/arresting officer shall release the petitioners on ad interim bail subject to his satisfaction. The petitioners 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 petitioners have joined the 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 31.10.2019 granting ad 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

27.11.2019
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Whether speaking/reasoned	:	Yes/No
Whether Reportable	:	Yes/No