

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

101

**CRM-25138-2020 &
CRM-25144-2020 in CRM-M-207/2020
Date of decision: 12.10.2020**

OM PARKASH AND ANR

... Petitioners

Versus

STATE OF HARYANA

... Respondents

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present : Mr. KDS Hooda, Advocate
for the applicants/petitioners.

Mr. Ramesh Kumar Ambavta, AAG Haryana

HARNARESH SINGH GILL, J. (ORAL)

Case is taken up for hearing through video conferencing.

CRM-25138-2020

Learned counsel for the applicants-petitioners does not press
the present application.

Dismissed being not pressed.

CRM-25144-2020

This is an application under Section 482 Cr.P.C. for early
hearing of the main petitioner which is fixed for 01.02.2021.

Notice of the application.

On the asking of this Court, Mr. Ramesh Kumar Ambavta,
AAG Haryana, accepts notice on behalf of the respondent-State, and states
that he has not objection, if the present application is allowed.

In view of the above, the present application is allowed and hearing in the main petition is preponed from 01.02.2021 to that of today and the same is taken up on Board for final disposal.

Main Case

Through this petition, the petitioners seek anticipatory bail in case FIR No. 508 dated 25.12.2019, under Sections 323, 427, 452, 506 & 34 of IPC and Section 3(1)(r), 3(1)(s) of Scheduled Caste and Scheduled Tribes (Prevention of Atrocities) Act, 1989 (Amendment 2015), registered at Police Station Urban Estate, Rohtak.

This Court, on 27.01.2020, passed the following order:-

“As per learned counsel for the petitioner, the ingredients of Section 3(1) (r), 3 (1) (s) of scheduled Caste and Scheduled Tribes (Prevention of Atrocities) Act, 1989 (Amendment 2015) are not called for.

Learned State counsel, on instructions from SI Joginder Singh, states that the injuries attributed to the brother of the complainant and the other victim are simple in nature.

Adjourned to 30.03.2020.

Meanwhile, the petitioners are directed to join the investigation and if they are sought to be arrested, they will be released on interim bail to the satisfaction of Investigating Officer/Arresting Officer subject to the conditions as envisaged in Section 438 (2) of the Code of Criminal Procedure.”

Learned counsel for the petitioners submits that pursuant to the order dated 27.01.2020 passed by this Court, the petitioners have joined the investigation.

Learned State counsel, on instructions from ASI Sanjay

submits that the petitioners have joined the investigation and is now not required for any further investigation.

In view of the above, without commenting on the merits of the case, the present petition is allowed and the order dated 27.01.2020 granting interim bail to the petitioners, is made absolute, subject to the conditions laid down in Section 438 (2) of the Code of Criminal Procedure.

12.10.2020
sangeeta

(HARNARESH SINGH GILL)
JUDGE

Whether speaking/reasoned:	Yes / No
Whether reportable:	Yes / No