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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-11912-2020
Date of decision: 13.5.2020

Vikas Kumar**Petitioner.**
vs.
State of Haryana**Respondent.**

CORAM: - HON'BLE MR. JUSTICE SANJAY KUMAR

Present: - Mr. Davinder Arya, Advocate for the petitioner.
Mr. Kuldeep Tiwari, Additional Advocate General, Haryana.

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Sanjay Kumar, J. (ORAL)

The petitioner is the accused in FIR No. 22 dated 29.1.2020 on the file of Police Station Kosli, District Rewari, registered under Sections 323, 324, 506 and 34 IPC and Section 3(1) (x) of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989 (for short, '*the Act of 1989*').

By way of this petition, he seeks grant of anticipatory bail under Sections 438 Cr. P.C.

Section 18 of the Act of 1989 specifically bars the applicability of Section 438 Cr.P.C. to any case involving arrest of a person on the accusation of having committed an offence under the said enactment. In that view of the matter, it is not open to the petitioner to invoke or seek exercise of jurisdiction under Section 438 Cr. P.C.

The petition is utterly misconceived and is accordingly dismissed.

(SANJAY KUMAR)
JUDGE

13.5.2020
preeti

whether speaking/non speaking	yes/no
whether reportable/non reportable	yes/no