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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M No. 34143 of 2020 (O&M)
Decided on: 16.12.2020

Kuldeep

....Petitioner

Versus

State of Haryana

....Respondent

CORAM: HON'BLE MR JUSTICE ARVIND SINGH SANGWAN

Present : Mr. Amit Choudhary, Advocate
for the petitioner.

Mr. Deepak Grewal, DAG, Haryana.

ARVIND SINGH SANGWAN, J. (Oral)

The petitioner prays for grant of anticipatory bail in FIR No.371 dated 07.10.2020 registered under Sections 323, 452, 506, 34 IPC and 3(1)(i) of the SC&ST Act at Police Station Sadar Fatehabad, District Fatehabad.

The operative part of the order dated 28.10.2020, vide which interim anticipatory bail has been granted to the petitioner, is reproduced as under:-

“...Counsel for the petitioner has argued that the allegations in the FIR are afterthought and except Sections 452 IPC and 3 of the SC & ST Act, the remaining offences are bailable. It is further submitted that the complainant has nowhere stated that he belongs to Scheduled Caste and has not declared about his caste and therefore, it is a matter of trial whether he belongs to Scheduled Caste. It is also submitted that even the allegations of abusing him by his name are vague.

CASE HEARD THROUGH VIDEO CONFERENCING

Notice of motion....”

Counsel for the petitioner has submitted that, in pursuance to the order dated 28.10.2020, the petitioner has appeared before the Investigating Officer and has joined the investigation.

Counsel for the State, on instructions from Mr. Ajaib Singh, Deputy Superintendent of Police, Fatehabad, has not disputed the aforesaid fact and submits that the petitioner is no more required for further investigation.

In view of the above, this petition is allowed and the interim bail granted to the petitioner vide order dated 28.10.2020 is made absolute subject to the conditions envisaged under Section 438(2) Cr.P.C.

(ARVIND SINGH SANGWAN)
JUDGE

16.12.2020
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Whether speaking/reasoned	Yes/No
Whether reportable:	Yes/No