

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

203a

CRM-M-1595-2021

Date of decision : 19.02.2021.

Ajay @ Gulia

... Petitioner

Versus

State of Haryana

.. Respondent

CORAM :HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present:- Mr. Ravinder Phogat, Advocate for the petitioner.

Mr. Arun Beniwal, DAG, Haryana.

Mr. Vineet Chaudhary, Advocate for the complainant.

Anupinder Singh Grewal, J. (Oral)

Heard through video conferencing.

The petitioner is seeking anticipatory bail in FIR No. 219 dated 16.08.2020, under Sections 148, 149, 323, 341 and 506 of the Indian Penal Code, 1860 besides Section 3(1)(R)(S) and 3(2)(VA) of the Scheduled Castes and Schedules Tribes (Prevention of Atrocities) Act, 1989 ('SC & ST Act' - for short), registered at Police Station Sadar Dadri, District Charkhi Dadri.

Learned counsel for the petitioner contends that no specific injury has been attributed to the petitioner and the FIR is a counterblast to the FIR lodged by co-accused, namely, Rohit against the complainant for the theft of his buffalo. He further contends that there is no allegation qua the petitioner for invoking the offence under the SC & ST Act. He also contends that co-accused, namely, Ajay and Rakesh have been granted *ad interim* bail by this Court in CRM-M-32683-2020 and CRM-M-33726-2020 on 14.10.2020 and 18.11.2020 respectively.

This Court, by order dated 13.01.2021 had directed the petitioner to appear before the Investigating Officer and join the investigation and in the event of his arrest, he was ordered to be released on ad-interim bail to the satisfaction of the Investigating/Arresting Officer, subject to the conditions envisaged under Section 438(2) Cr.P.C.

Learned State counsel, upon instructions from DSP Joginder Singh, states that the petitioner has joined investigation.

In view of the above and the petitioner having joined investigation, the Covid-19 Pandemic, the order dated 08.01.2021 granting 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

February 19, 2021
sonia gugnani

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