

In virtual Court

CRM-M-11346 & 11352-2021

-1-

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

Date of decision: 15.09.2021

1. CRM-M-11346-2021 (O&M)

Anil

... Petitioner

Vs.

Central Bureau of Investigation

... Respondent

2. CRM-M-11352-2021 (O&M)

Sanjay Malik

... Petitioner

Vs.

Central Bureau of Investigation

... Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. Chirag Kundu, Advocate
for the petitioners.

Mr. Sumeet Goel, Sr. Advocate with
Mr. A.K. Ranolia, Advocate
for the respondent-CBI.

ARVIND SINGH SANGWAN, J. (ORAL)

This order shall dispose of abovementioned two petitions praying
for grant of anticipatory bail to petitioners Anil and Sanjay Malik, in FIR

No.RC6(S)/2017/CBI/SCB/CHG dated 14.02.2017 under Sections 148, 149, 188, 395, 397, 427, 436, 506 IPC (earlier registered as FIR No.102 dated 26.02.2016 under Sections 148, 149, 188, 395, 427, 436, 506 IPC at Police Station Urban Estate, Rohtak), registered at Police Station CBI, SCB, Chandigarh.

On 15.03.2021, following order was passed by this Court: -

“Both the cases have been taken up for hearing through video conferencing.

It appears that earlier FIR No.102 was registered on 26.02.2016 under Sections 148, 149, 188, 395, 427, 436, 506 IPC, Police Station Urban Estate, Rohtak. Thereafter the said FIR was converted into FIR No.RC6(S)2017/CBI/SCB/CHG dated 14.02.2017. For the aforesaid offences, the case was registered against many persons. They ransacked the school building and put on fire buses and tractor and tanker of the school. Initially the case was investigated by Special Investigating Team and the petitioner(s) was not chargesheeted in the report under Section 173 Cr.P.C. filed by the Special Investigation Team. Thereafter the case was investigated by the CBI and the petitioner(s) was never sought to be arrested. The challan was presented to the Court and the Court issuedailable warrants to the petitioner(s) on 29.01.2021. The petitioner(s) did not appear before the Court and now non-ailable warrants have been issued to the petitioner(s) for 18.03.2021.

In virtual Court

CRM-M-11346 & 11352-2021

-3-

In order to enable learned counsel for the respondent/CBI to file reply, adjourned to 22.04.2021.

Till the next date of hearing arrest of the petitioner(s) shall remain stayed.

A photocopy of this order be placed on the file of connected case...”

Learned counsel for the petitioners submits that the petitioners are ready to appear before the trial Court and apply for regular bail.

Learned senior counsel for the respondent-CBI, on the basis of reply filed on behalf of CBI, has not disputed the factual position, as noticed in the aforesaid order.

Accordingly, both these petitions are disposed of and petitioners Anil and Sanjay Malik are directed to appear before the trial Court within a period of 15 days from today and the trial Court will release them on bail subject to furnishing their bail/surety bonds to the satisfaction of the trial Court/Illaqa Magistrate, concerned.

**[ARVIND SINGH SANGWAN]
JUDGE**

15.09.2021
vishnu

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No