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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-24157-2021
Date of decision-22.11.2021

KULDEEP SINGH AND ORS

...Petitioners

Vs.

STATE OF HARYANA

...Respondent

CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. Paras Talwar, Advocate
for the petitioners.

Mr. Sukhdeep Parmar, DAG, Haryana.

MANOJ BAJAJ, J. (ORAL)

This petition has been filed by the petitioners under Section 438 Code of Criminal Procedure read with Section 482 Code of Criminal Procedure Code for grant of anticipatory bail in case FIR No.260 dated 04.05.2021, under Section 506 Indian Penal Code, 1860 and Section 3(1)(r) and 3(1)(s) SC/ST Act, registered at Police Station Shahabad, District Kurukshetra. The petitioners apprehended their arrest at the hands of Police, in the above FIR.

Learned counsel for the petitioners has invited the attention of the Court to the order dated 28.06.2021, whereby, while issuing notice of motion to respondent-State, the interim protection was extended to the petitioners. The said order reads as under:-

“Learned senior counsel contends that the

allegations contained in the FIR are vague and the petitioners have been falsely implicated. According to the learned senior counsel, the said utterances were not made in public and it would be debatable, if the offence punishable under provisions of Scheduled Caste and Scheduled Tribe (Prevention of Atrocities) Act, 1989 would be made out.

Notice of motion for 22.11.2021.

Meanwhile, the petitioners shall join the investigation and would come present as and when called for and in the event of arrest, the petitioners shall be admitted to interim bail on their furnishing personal and surety bonds to the satisfaction of Arresting/Investigating Officer. ”

Learned counsel for the petitioners further contends that in deference to the said order, the petitioners submitted themselves before the Police and joined the investigation. According to him, the petitioners cooperated with the Police Authorities during the investigation and furnished requisite bonds to the satisfaction of the Investigating Officer/Arresting Officer.

Learned State counsel, who is assisted by DSP Atma Ram does not dispute this fact that the petitioners have joined the investigation and they are not required for custodial interrogation for the time being.

Considering the above, the petition is allowed and the interim bail granted by this Court vide order dated 28.06.2021 is made absolute.

(MANOJ BAJAJ)
JUDGE

22.11.2021

Vipin kumar

Whether speaking/reasoned :

Yes

No

Whether Reportable :

Yes

No