

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

**204**

**CRM-M-30843-2021  
Decided on : 21.09.2021**

Mohit @ Mohit Narwal

. . . Petitioner(s)

Versus

State of Haryana

. . . Respondent(s)

**CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL**

**(Through Video Conferencing)**

**PRESENT:** Mr. Munish Behl, Advocate for  
Mr. Pankaj Bali, Advocate  
for the petitioner(s).

Ms. Gaganpreet Kaur, AAG, Haryana  
assisted by Insp. Gurvinder Singh.

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**MANJARI NEHRU KAUL, J. (Oral)**

The present petition has been filed under Section 438 Cr.P.C., for grant of anticipatory bail to the petitioner, in case FIR No. 71, dated 11.02.2021, under Sections 25, 54, 59 of the Arms Act, Sections 148, 149, 307, 354, 427, 436, 506 of IPC and Sections 3(1)(s), 3(1)(w), 3(2)(iii), 3(2)(iv) and 3(2)(v) of SC/ST (Prevention of Atrocities Act), 1989, registered at Police Station Sector 32-33, District Karnal.

Learned counsel for the petitioner submits that pursuant to order dated 04<sup>th</sup> August, 2021, passed by this Court, the petitioner has joined investigation.

It was the case of the petitioner that he was neither named nor attributed any role in the FIR in question and was nominated as an accused only on the basis of the disclosure statement made by co-accused. Learned counsel has contended that the evidentiary value of such disclosure statement was admittedly of a weak nature. Still further, it was the case of the petitioner that the mischief of Sections 3(1)(s), 3(1)(w), 3(2)(iii), 3(2)(iv) and 3(2)(v) of SC/ST (Prevention of Atrocities Act), 1989, could not be attracted in the

instant case *qua* the petitioner, as no overt act, much less, any casteist remark was attributed to the petitioner.

Learned State counsel on instructions from Inspector Gurvinder Singh, states that the petitioner has joined investigation and his custodial interrogation is not required.

In view of the above, the petition is allowed and interim order dated 04<sup>th</sup> August, 2021, is made absolute subject to the conditions laid down in Section 438(2) Cr.P.C.

(MANJARI NEHRU KAUL)  
JUDGE

**September 21, 2021**

*J.Ram*

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