

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

215b

CRM-M-35726-2021

Date of decision : 16.09.2021.

Sona Devi and others

... Petitioners

Versus

State of Haryana

.. Respondent

CORAM :HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present:- Mr. P.B.S. Goraya, Advocate for the petitioners.

Mr. Kirpal Singh Thakur, AAG, Haryana.

Mr. Munish Mittal, Advocate for the complainant.

Anupinder Singh Grewal, J. (Oral)

The petitioners are seeking anticipatory bail in FIR No. 306 dated 27.05.2021, under Sections 148, 149, 295-A, 323, 427, 447 and 511 of the Indian Penal Code, 1860, besides Section 3 (2) (VA) of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989 ('SC/ST Act' - for short), registered at Police Station Indri, District Karnal.

Learned counsel for the petitioners contends that the petitioners, who are ladies except petitioner No. 5, along with co-accused had tried to take the forcible possession of the plot, destroyed the boundary wall and removed a flag. He further contends that only simple injuries were caused in the incident. It is a case of version and cross-version. He also contends that there is no allegation in the FIR which would constitute a *prima facie* case under the SC/ST Act.

This Court, by order dated 01.09.2021 had directed the petitioners to appear before the Investigating Officer and join investigation and in the event of their arrest, they were 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 counsel for the complainant contends that in view of the serious allegations against the petitioners, they are not entitled to the concession of anticipatory bail.

Learned State counsel, upon instructions from ASI Dharamveer, states that the petitioners have joined investigation.

In view of the above and the petitioners having joined investigation, the Covid-19 Pandemic, the order dated 01.09.2021 granting interim bail to the petitioners is made absolute.

However, the petitioners shall abide by the conditions stipulated under Section 438(2) Cr.P.C. They shall also join investigation as and when called upon to do so.

The petition stands disposed of.

(ANUPINDER SINGH GREWAL)
JUDGE

September 16, 2021

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