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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-45579-2021 (O&M)
Date of Decision: 11.11.2021

Sarwan Singh and others

.. Petitioners

Vs.

Mulakh Raj and another

..Respondents

CORAM: HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. Amandeep Singh Manaise, Advocate for the petitioners.

Mr. Ramdeep Partap Singh, DAG, Punjab.

...

Manoj Bajaj, J. (Oral)

Petitioners have filed this petition under Section 438 Code of Criminal Procedure for grant of anticipatory bail in complaint case No.COMI-216/2017 titled as “*Mulakh Raj Vs. Sarwan Singh and others*” dated 04.12.2017 (Annexure P-1) under Sections 451/427/506 IPC and Sections 3(i)(ii)(v)(x) Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989, whereby they have been summoned to face trial vide order dated 12.08.2021 (Annexure P-2).

Learned counsel for the petitioners has invited the attention of the Court to the order dated 01.11.2021, whereby while issuing notice of motion to the respondent-State, the interim protection was extended to the petitioners. The said order reads as under:-

“Learned counsel contends that the petitioners have been summoned in complaint case No.COMI-216/2017 titled as “Mulakh Raj Vs. Sarwan Singh and others” vide summoning order dated 12.08.2021 and since one of the offences is punishable under The Scheduled Castes and the Scheduled Tribes (Prevention of Atrocities) Act, 1989, on their appearance, learned Magistrate may send them in judicial custody.

Notice of motion for 11.11.2021.
Meanwhile, in case the petitioners appear before the trial Court, they shall be released on interim regular bail subject to their furnishing the requisite bail bonds and surety bonds.”

Learned counsel for the petitioners states that pursuant to the order dated 01.11.2021, the petitioners submitted themselves before the trial Court and were admitted on interim regular bail vide order dated 09.11.2021. He has produced a copy of order dated 09.11.2021.

The above position is not disputed by the learned State counsel.

Considering the above, the petition is allowed and it is ordered that the petitioners shall remain on regular bail on the same bail bonds/surety bonds furnished by them before the trial Court on 09.11.2021.

11.11.2021
Jasmine Kaur

(MANOJ BAJAJ)
JUDGE

Whether speaking/reasoned	Yes	No
Whether reportable	Yes	No