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

CRM-M-53234-2021

Date of decision : 20.12.2021

Rohit Kumar Sharma

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: Mr. K.K. Sehjal, Advocate for the petitioner.

Mr. Sarabjit S. Cheema, AAG, Punjab.

VIKAS BAHL, J. (ORAL)

Prayer in the present petition is for grant of anticipatory bail to the petitioner in Complaint/Application No.1200/PC-2 dated 26.08.2021 moved before the office of SSP (Rural), Ludhiana, Punjab.

Learned counsel for the petitioner has submitted that in the present case, the petitioner had applied for anticipatory bail in the Court of Additional Sessions Judge, Ludhiana and the Additional Sessions Judge, Ludhiana had, in view of the fact that on the complaint of Vikram Verma, no FIR had been registered, had disposed of the said application by observing that in case, the petitioner is required to be proceeded against on the basis of complaint bearing UID No.1200-PC-2 dated 26.08.2021, he would be given three days prior notice in writing before his arrest and it was also observed that the said order would be operative for two months from the date of passing of the order.

Learned counsel for the petitioner has submitted that the said period is to elapse today and has submitted that the petitioner has no further protection in the matter. It is also submitted that the dispute in question is civil dispute.

Notice of motion.

On advance notice, Mr. Sarabjit S. Cheema, AAG, Punjab, appears and accepts notice on behalf of the State and has submitted that he is fully prepared to argue the matter and assist this Court. He has opposed the present petition for grant of anticipatory bail to the petitioner and has submitted that in the present case, initially, the complaint was being enquired by the DSP Jagraon and thereafter, the matter has been marked by the S.S.P. to the S.P. Crime against Women and the said enquiry is pending. It is submitted by the learned State Counsel that the petitioner is not joining the enquiry.

Keeping in view the abovesaid facts and circumstances, the present petition is disposed of with direction to the respondent authorities that three days prior notice in writing before arrest of the petitioner be given to the petitioner, in case he is sought to be arrested in Complaint/Application No.1200/PC-2 dated 26.08.2021 filed by Vikram Verma and the petitioner is also directed to join the enquiries and to cooperate with the police.

20.12.2021

Pawan

**(VIKAS BAHL)
JUDGE**

Whether speaking/reasoned:-

Yes/No

Whether reportable:-

Yes/No