

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

**CRM-M-3803-2021
Reserved on: 12.01.2022
Pronounced on: 04.02.2022**

Hari Chand and another

.....Petitioners

Vs.

State of Haryana

.....Respondent(s)

CORAM: HON'BLE MR. JUSTICE ANOOP CHITKARA

Present: Mr. Farukh Abdullah, Advocate for
Mr. Gautam Dutt, Advocate for the petitioners.

Mr. Manish Bansal, DAG, Haryana.

ANOOP CHITKARA J.

Aggrieved by the dismissal of the anticipatory bail vide order dated 14.01.2021/18.01.2021 under Scheduled Castes & Scheduled Tribes (Prevention of Atrocities) Act, 1989 (in short 'SC & ST(POA) Act') by the learned Additional Sessions Judge, Palwal, the accused have come up before this Court for grant of anticipatory bail under Section 438 read with Section 482 Cr.P.C.

Section 14 A of the SC & ST(POA) Act provides that in case a person is aggrieved by the dismissal of bail, he has right to file appeal. Once there is a special statutory provision in the Statute Act, it is appropriate that the accused approaches this Court by resorting to the provisions provided under law.

Consequently, this petition is dismissed as not maintainable, however the petitioners' arrest shall be stayed for two weeks to enable the petitioners to approach this Court, if they so desire.

**(ANOOP CHITKARA)
JUDGE**

04.02.2022
anju rani

Whether speaking/reasoned: Yes
Whether reportable: No