

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

CRM-M-23641-2021

Date of decision : 20.07.2022

Jitender Jatasra

... Petitioner

Versus

State of Haryana and others

... Respondent

CORAM: HON'BLE MR.JUSTICE VIKAS BAHL

Present: Mr.Pardeep Kumar Rapria, Advocate for the petitioner.
Mr.Anmol Malik, DAG, Haryana.
Mr. Chanchal K. Singla, Advocate for respondent no.3- Victim.

VIKAS BAHL, J.(ORAL)

This is a first petition under Section 482/439 Cr.P.C. for grant of regular bail to the petitioner in FIR no.0087 dated 22.04.2021 registered under Section 71 of the Information Technology Act, 2008, Sections 153-A(1), 504, 505(2), 120-B IPC and Section 3(1)(r) &(u) of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act 1989 (in short "SC & ST Act") at Police Station Dadri City, District Charkhi Dadri (Haryana).

Learned counsel for the State as well as learned counsel for the victim submits that as per provisions of Section 14A(2) of the SC & ST Act, an appeal would lie.

Learned counsel for the petitioner has submitted that since the petitioner is pursuing the wrong remedy, he seeks to withdraw the present petition with liberty to file an appeal. He has further prayed that in case he files an appeal within a period of 3 weeks from today, then the bar of limitation should not come in his way for maintaining and arguing the said appeal.

In view of the statement made by learned counsel for the petitioner, the present petition is dismissed as withdrawn with liberty aforesaid.

In case the petitioner files an appeal within a period of 3 weeks from today, then the bar of limitation would not come in his way and the same would be heard on merits.

**(VIKAS BAHL)
JUDGE**

July 20, 2022

Davinder Kumar