

In the High Court of Punjab and Haryana at Chandigarh

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CRM-M-52500-2021 (O & M)
Date of Decision: January 10, 2022

KARNAIL SINGH

.....PETITIONER

VERSUS

STATE OF HARYANA

....RESPONDENT

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr.Kuldeep Singh, Advocate for the petitioner.

Ms. Aditi Girdhar, AAG, Haryana.

ANUPINDER SINGH GREWAL, J (ORAL)

Case taken up through video conferencing.

The petitioner is seeking anticipatory bail in FIR No.162 dated 18.09.2021, under Sections 323, 34, 506 IPC and Section 3 of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, registered at Police Station Raipur Rani, District Panchkula.

Learned counsel for the petitioner contends that it is alleged in the FIR that the son of the complainant had an inter-caste marriage. They had also sought protection from this Court. The petitioner and other accused had got proclamation for social boycott of the complainant done through Khairati Lal village Chowkidar. He, however, contends that the village Chowkidar belongs to the same caste as the complainant and allegations are wholly unsubstantiated. Khairati Lal had filed an affidavit that he also belongs to the same caste as the complainant and no proclamation as alleged in the FIR had been done by him in any manner. It is further stated in the affidavit that there is no social boycott of the complainant or any member of his caste in the village.

He, therefore, contends that prima facie case under the aforementioned sections is not made out. He also contends that the police had inquired into the matter and there is video recording indicating that all the residents belonging to various castes are residing amicably in the village. He also contends that the petitioner shall also try to remove any misunderstanding with the complainant.

This Court, by the order dated 16.12.2021, had directed the petitioner to appear before the Investigating Officer and join the investigation and in the event of his arrest, he was 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 State counsel, on instructions from ACP Panchkula Ram Kumar, states that the petitioner has joined investigation.

In view of the above and the petitioner having joined investigation, the order dated 16.12.2021 granting interim bail to the petitioner is made absolute.

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

The petition stands disposed of.

(ANUPINDER SINGH GREWAL)
JUDGE

January 10, 2022
A.Kaundal

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