

115 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-54824 of 2021
Date of Decision: 03.01.2022

Anup ...Petitioner

Versus

State of Haryana ...Respondents

CORAM: HON'BLE MR. JUSTICE ANOOP CHITKARA

Present: Mr. Fateh Saini, Advocate
for the petitioner.

Mr. Manish Bansal, DAG, Haryana.

(Through Video Conferencing)

ANOOP CHITKARA, J.(ORAL)

The petitioner, who is a boy aged about 19 years have come up before this Court seeking anticipatory bail under Sections 148, 149, 323, 354, 452, 308, 506 and 120-B of IPC, 1860 and Section 3(2) (va) of SC/ST Act, 1989, registered at Police Station Kurukshetra University, Kurukshetra.

Learned counsel for the petitioner submits that the petitioner has been falsely implicated in the present case. He further submits that there is no enmity between the complainant and one Keshav (co-accused). Learned counsel further submits that there are no direct evidence against the petitioner and he is not named in the FIR and his name has surfaced only on the basis of disclosure statement made by the co-accused Keshav and Billa.

Learned State counsel Mr. Manish Bansal, learned Deputy Advocate General, Haryana has strongly opposed the bail on the ground that once the bail is rejected by the Special Judge or the exclusive Special

Court then the only appeal lies against the said order as per Section 14-A of SC/ST Act and the bail application under Section 438 of Cr.P.C. is not maintainable.

At this stage, learned counsel for the petitioner wants to withdraw the present petition with liberty to file appeal.

Dismissed as withdrawn with liberty aforesaid.

(ANOOP CHITKARA)
JUDGE

January 03, 2022
Manpreet

Whether speaking/reasoned	:	Yes/No
Whether reportable	:	Yes/No