

Date of Decision: 28.03.2023

..... Appellant

State of Haryana

.....Respondent

Present: Mr. Ashwani Talwar, Advocate, for the appellant.

Mr. B.S. Virk, Deputy Advocate General, Haryana.

Mr. Aman Pal, Advocate, for the complainant.

Rajesh Bhardwaj, J. (ORAL)

The present appeal has been filed against the order dated 27.01.2023 passed by the learned Additional Sessions Judge, Panipat, whereby the anticipatory bail application filed by the appellant has been dismissed in a case FIR No.19 dated 17.01.2023, registered under Sections 323, 506 IPC and Section 3(1)(s) of Scheduled Caste and Scheduled Tribe (Prevention of Atrocities) Act, 1989, at Police Station Model Town, Panipat.

Learned State counsel on instructions has drawn the attention of this Court to the Status report filed, wherein, it has been mentioned that after investigation, the Investigating Agency has recommended cancellation of the FIR, however, the same is yet to be presented before the Court of competent jurisdiction. He has further submitted that the custody of the appellant is not required in this case.

Learned counsel for the complainant has vehemently opposed the cancellation recommended by the Investigating Agency.

After hearing learned counsel for the parties, the present appeal is disposed of with liberty to the parties to pursue their remedies in accordance with law. The State is directed to submit the cancellation report as submitted before this Court before the Court of competent jurisdiction within 15 days.

28.03.2023

sharmila

(RAJESH BHARDWAJ)
JUDGE

Whether Speaking/Reasoned : Yes/No

Whether Reportable : Yes/No