

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

247

2023:PHHC:089258

CRA-S No.1199 of 2023

Date of decision: July 17th, 2023

Pritam Singh

.....Appellant

Versus

State of Haryana and another

.....Respondents

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. Ajit Kumar Sharma, Advocate
for Mr. C.S. Singhal, Advocate
for the appellant.

Mr. Rahul Mohan, Senior Deputy Advocate General,
Haryana.

MANJARI NEHRU KAUL, J. (ORAL)

The appellant is seeking grant of the concession of anticipatory bail in FIR No.42 dated 10.03.2023 for the offences under Section 506 IPC and Section 3 of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989 registered at Police Station Naggal, District Ambala (Annexure P-1).

Vide order dated 24.04.2023, the appellant had been granted interim anticipatory bail with direction to join investigation and the relevant part of the said order reads as under:-

“Learned counsel inter alia submits that it was a matter of record that there was a civil dispute between the parties pending qua a piece of land on which the occurrence in question allegedly took place. Learned counsel further submits that it was on account of the civil suit pending between the parties qua which there was also a status quo order

operating, the complainant for reasons but obvious levelled false allegations against the appellant of having passed casteist remarks”

It has been brought to the notice of the Court by the State counsel that a cancellation report has been filed before the trial Court on 21.06.2023.

In view of the above, the appeal is allowed and impugned order dated 31.03.2023 passed by learned Additional Sessions Judge, Ambala, is hereby set aside. Interim order dated 24.04.2023 is made absolute subject to the conditions laid down in Section 438(2) Cr.P.C. Needless to say, in case the appellant misuses the concession of bail granted to him, the State would be at liberty to seek cancellation of the bail granted to him.

July 17th, 2023

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**(MANJARI NEHRU KAUL)
JUDGE**

Whether speaking/reasoned : Yes

Whether reportable : No