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IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRA-S-72-2024

Date of decision : 02.05.2024

SHIVAM CHAUHAN ALIAS TOTA

... Petitioner

VERSUS

STATE OF PUNJAB AND ANOTHER

... Respondent

CORAM: HON'BLE MR. JUSTICE KARAMJIT SINGH

Present: Mr. Sumit Kalyan, Advocate for
Mr. Gursimran Singh Madaan, Advocate
for the petitioner.

Mr. Kuljit Singh, Addl.A.G., Punjab.

KARAMJIT SINGH, J. (Oral)

The present appeal has been filed by appellant under Section 14-A(2) of SC/ST Act against the order dated 05.12.2023 passed by the Court of Additional Sessions Judge, Jalandhar whereby the application filed by the appellant for grant of anticipatory bail in criminal case having FIR No.333 dated 05.12.2023, under Section 506 IPC and Section 3 of SC/ST Act and Section 67 of I.T. Act, Police Station Rama Mandi, Jalandhar, was dismissed.

2. The allegations in nutshell are that appellant sent offensive message on whatsapp to the complainant wherein he used offending and derogatory language against the complainant.

3. On the last date of hearing, appellant was granted interim bail with direction to join investigation with the police, vide detailed order dated 10.01.2024.

4. Today, counsel appearing on behalf of the appellant apprised the Court that in compliance of the previous order appellant has joined investigation with the police.
5. State counsel on instructions from ASI Sanjeev Kumar has not refuted the aforesaid assertions made by the counsel for the appellant and further submits that offence punishable under Section 3 of SC/ST Act has been deleted in the present case and that the appellant is not required by the police for further investigation in the present case.
6. In light of the above, without expressing any opinion on the merits of the case, the present appeal is allowed and impugned order dated 05.12.2023 passed by the Court of Additional Sessions Judge, Jalandhar is set aside and order of interim bail dated 10.01.2024 passed by this Court is hereby made absolute subject to the conditions as envisaged under Section 438(2) Cr.P.C.

(KARAMJIT SINGH)

JUDGE

02.05.2024

Priyanka Thakur

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