



249

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

CRA-S-2637-2024**Date of Decision: 10.09.2024**

Bhim Singh

...Appellant

VS.

State of Haryana and another

...Respondents

Coram : Hon'ble Mr. Justice N.S.Shekhawat

Present : Mr. Vinod Bhardwaj, Advocate and
Mr. Nipun Bhardwaj, Advocate
for the petitioner.

Mr. Rajinder Kumar Banku, Deputy Advocate General, Haryana.

N.S.Shekhawat J. (Oral)

1. The appellant has filed the present appeal against the impugned order dated 22.07.2024, passed by the Court of Additional Sessions Judge, Special Court, Kaithal in case FIR No.153 dated 01.05.2023 under Sections 148,149,323, 365, 452,325,120-B,506 of IPC and Section 3 (2)(va) of SC & ST Act, at Police Station Pundri, District Kaithal, whereby the anticipatory bail petition filed by the present appellant was ordered to be dismissed.

2. At the outset, learned State counsel submits that respondent No.2/complainant has been informed in writing with regard to the pendency of the present appeal before this Court. Despite service, there is no representation on behalf of respondent No.2/complainant.

3. Learned counsel for the appellant contends that in the present case, no offence under Section 3 of Scheduled Caste and Scheduled Tribe (Prevention of Atrocities) Act is made out against the present appellant. Even no overt act

has been attributed to the appellant in the present case and he was simply shown to be present at the place of occurrence. He further contends that in compliance of the order dated 12.08.2024 passed by this Court, the petitioner has already joined the investigation and has been co-operating during the process of investigation.

4. Learned State counsel has submitted that the petitioner has joined the investigation and is no longer required for further investigation.

5. In view of the statement made by learned counsel for the parties, the present appeal is allowed and the interim order dated 12.08.2024, passed by this Court is made absolute. The appellant shall continue to join investigation, as and when called by the Investigating Officer and shall also abide by the conditions as provided under Section 438(2) of the Cr.P.C.

10.09.2024.
hemlata

(N.S.SHEKHAWAT)
JUDGE

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