



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

253

CRA-S-2561-2023
Date of Decision: 23.07.2024

Sahil Kumar

Versus

..... Appellant

Union Territory of Chandigarh and other

..... Respondent

CORAM: HON'BLE MR. JUSTICE ANOOP CHITKARA

Present

Mr. Yashdeep Nain, Advocate
for the appellant.

Ms. Roopse Sharma, Advocate for
Mr. Anil Kumar Lamdharia, Addl. P.P. for the U.T., Chandigarh.

ANOOP CHITKARA, J. (ORAL)

FIR No.	Dated	Police Station	Sections
47	28.09.2022	Cyber Crime, Chandigarh	3(1) (r), 3(1) (s), 3(1) (w) (ii) of SC/ST Act 1989, 506 IPC and 67 of Information Technology Act

The petitioner incarcerated in the FIR captioned above, has come up before this Court under Section 439 CrPC seeking bail.

2. Vide order dated 24.01.2024, a co-ordinate Bench of this Court had granted interim anticipatory bail to the petitioner and the said order is continuing till date.
3. Counsel for the petitioner submits that petitioner had to do nothing with the offence and perusal of the FIR reflects that no offence is made out against the petitioner under the provisions of SC/ST Act and there is also no evidence that the petitioner misrepresented any body. Moreover, the complainant is married in the family of the petitioner and there is no reason for the petitioner to make casteist remarks against her. He further submits that the petitioner was granted interim bail vide order dated 24.01.2024.
4. State counsel opposes the bail and does not refute the claim of the petitioner.



5. The petitioner was granted interim protection vide order dated 24.01.2024 and in the interregnum, there is no allegation that he had intimidated the witnesses, victim or that he had hampered the investigation, or despite being called to join the investigation, he did not appear before the investigator. Given the above, there would be no justification to discontinue the interim protection and present petition is allowed and interim order dated 24.01.2024 is made absolute. All pending miscellaneous applications, if any, stand disposed of.

(ANOOP CHITKARA)
JUDGE

23.07.2024
Jyoti-II

Whether speaking/reasoned	Yes/No
Whether Reportable	Yes/No