



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

CRA-S-4044-2024

Date of Decision:24.03.2025

Arvinder Sharma

...Appellant

vs.

State of Punjab

...Respondent

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

Present: Mr. Manish Verma, Advocate
for the appellant.

Mr. I.P.S Sabharwal, DAG, Punjab.

Mr. Abhimanyu Kaushal, Advocate with
Mr. Arjun Shukla, Advocate
for respondent No.2.

N.S.Shekhawat J. (Oral)

1. The appellant has filed the present appeal under Section 14-A of the Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989 (hereinafter referred to as the 'Act') against the impugned order dated 29.11.2024, passed by the Court of Additional Sessions Judge, Ludhiana in case FIR No.125, dated 30.03.2024, under Sections 506, 34 of IPC, and Section 3 (x) SC & ST Act, at Police Station Division No.7, District Ludhiana, whereby the anticipatory bail petition filed by the present appellant was ordered to be dismissed.

2. While granting the concession of interim anticipatory bail by this Court on 05.02.2025, the following contentions were noticed by this Court and the same have been reproduced below:-

“Learned counsel for the appellant submits that the

complainant had initially moved a complaint dated 22.07.2023 against the present appellant by levelling similar allegations, however an enquiry was conducted by Assistant Commissioner of Police (East), Ludhiana, which was also examined by Commissioner of Police, Ludhiana and it was concluded that there was a civil dispute between the parties and there was no truth in the allegations levelled by the complainant/respondent No.2. He further contends that a civil suit titled as "Gurmeet Singh and Anr. Vs.Kiran Sharma and Others" has been filed between the parties at Civil Court, Ludhiana with regard to a plot measuring 75 square yards and the F.I.R has been got registered by the complainant by concocting a false story. He further contends that on similar set of allegations, two detailed enquiry reports were prepared by senior police officials holding the appellant as innocent, but the FIR has been wrongly registered by the police after a long delay. He further contends that even from the allegations made in the complaint, no offence under Section 3 of the "Act" is made out against the appellant.

3. Learned counsel for the appellant has reiterated the submissions and further submits that the appellant has joined the investigation and his custodial interrogation may not be required.

4. Learned State counsel also submits that the appellant has joined the investigation and is no longer required for further investigation.

5. In view of the above statement made by learned counsel for the parties, the interim order dated 05.02.2025 is made absolute. The appellant shall continue to join the investigation, as and when called by the Investigating Officer. The appellant shall also abide by the conditions as specified under Section 482 (2) of B.N.S.S.

24.03.2025

hitesh

(N.S.SHEKHAWAT)

JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No