

**HIGH COURT OF JAMMU & KASHMIR AND LADAKH
AT JAMMU**

Bail App No. 350/2021
c/w
CRM(M) No. 684/2021
CrlM No. 2017/2021

Arshid Parvaiz

.....Appellant/Petitioner(s)

Through :- Mr. Arshad Majid Malik, Advocate

v/s

Station House Officer Police Station Darhal

.....Respondent(s)

Through :-

Coram: HON'BLE MR. JUSTICE RAJNESH OSWAL, JUDGE

ORDER

The present bail application has been filed by the petitioner seeking bail in anticipation of arrest in FIR No. 0127/2021 registered with Police Station, Darhal for commission of offences under Sections 452 and 354 IPC on the ground that the petitioner is an Advocate and has filed one writ petition on behalf of his client namely Mohd. Rashid regarding encroachment of land of Irrigation Department.

During the course of the enquiry, it was found that the respondent No. 4 has encroached the said land and the Tehsildar concerned has recommended the lodging of FIR against the respondent No. 4.

Notice to the respondent.

Mr. Bhanu Jasrotia, GA waives notice on behalf of the respondent. He seeks some time to file the response. Granted.

List along with CRM(M) No. 684/2021 on 24.11.2021.

Meanwhile, till next date of hearing, it is ordered that in the event of arrest of the petitioner/applicant, he shall be released on interim bail subject to the following conditions:

- (i) subject to furnishing of two solvent sureties to the tune of Rs. 25,000/- each to the satisfaction of Investigating Officer and personal bond of the like amount .
- (ii) he shall appear before the Investigating Officer as and when required.

In the event of violation of any of the conditions mentioned above, the respondents can lay a motion before this Court for cancellation of bail of the applicant/petitioner.

CRM(M) No. 684/2021

Notice to the respondents.

Mr. Bhanu Jasrotia, GA accepts notice on behalf of the respondent Nos. 1 to 3.

Issue notice to the respondent No. 4 through the SHO concerned.

The SHO concerned shall ensure that the notice is received back by this Court before the next date of hearing.

List on 24.11.2021.

Meanwhile, till next date of hearing before this Bench, the investigation shall continue, however, the challan shall not be filed.

**(RAJNESH OSWAL)
JUDGE**

JAMMU
03.11.2021
Neha