

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

Crl.Misc.No.M-15362 of 2015

Date of Decision :4.8.2015

Desa Singh and another

....Petitioners

Versus

State of Punjab

...Respondent

CORAM : HON'BLE MR.JUSTICE MAHESH GROVER

....

Present : Mr.O.P.Kamboj, Advocate
for the petitioners.

Mr. P.J.S.Hundal, AAG, Punjab.

Mr. Nitin Rampal, Advocate
for the complainant.

.....

MAHESH GROVER, J.

This is a petition under Section 438 Cr.P.C. praying for release of the petitioners on bail in terms thereof in a case registered vide FIR No.51 dated 27.3.2015 under Sections 420/341/182/506/120-B IPC, at Police Station Guruhar Sahai, District Ferozepur.

It was contended by the learned counsel for the petitioners that the allegations of Section 420 IPC would be debatable and the petitioners are accused of having made a complaint against a depot holder which is now alleged to be false.

They are thus sought to be implicated in this false case where

Section 420 IPC is the only non-bailable offence.

Noticing this, this court on 12.5.2015 had granted the interim protection to the petitioners subject to their complying with the provisions of Section 438(2) Cr.P.C., pursuant to which they have since joined the investigation, which fact is not controverted by the learned counsel for the State on instructions from HC Baldev Singh.

Having regard to the aforesaid, the interim directions dated 12.5.2015 are hereby made absolute subject to the condition that the petitioners continue to comply with the provisions of Section 438(2) Cr.P.C.

Petition stands allowed.

4.8.2015

(MAHESH GROVER)
JUDGE

dss