

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

**C.R.M-M No.19189-2015
Date of Decision : 28.09.2015**

Parmail Singh

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM : HON'BLE MR. JUSTICE AJAY TEWARI

Present : Mr. Mansur Ali , Advocate
for the petitioner.

Ms. Amarjit Kaur Khurana, Addl. AG, Punjab.

Mr. Gagandeep Bhagria, Advocate
for the complainant.

1. Whether Reporters of local papers may be allowed to see the judgment?
2. To be referred to the Reporters or not?
3. Whether the judgment should be reported in the Digest?

AJAY TEWARI, J. (Oral)

This is a petition for grant of pre-arrest bail to the petitioner under Section 438 Cr.P.C. in case FIR No.8 dated 07.05.2015 registered under Sections 420 and 120-B IPC at Police Station NRI, District Ludhiana (R) (Annexure P-2).

On 05.06.2015 the following order was passed:-

“Contends that the marriage is 5 years old and the allegations have surfaced now. Further contends that the complainant did not have the requisite documents which is the reason that he was not taken abroad.

In any eventuality, noticing the fact that the marriage is 5 years old, issue notice of motion for 25.8.2015.

In the meantime, arrest of the petitioner shall remain stayed subject to the following conditions:-

i)that he shall make himself available for interrogation by a police officer as and when required;

ii)that he shall not directly or indirectly, make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Court or to any police officer;

iii)that he shall not leave India without the prior permission to the Court.”

Learned Additional Advocate General, on instructions from ASI Bikar Singh accepts that the order regarding filing of cancellation report has been passed.

In these circumstances, I do not deem it appropriate to deny anticipatory bail to the petitioner.

Resultantly, the petition is allowed. The interim order dated 05.06.2015 is made absolute subject to the conditions envisaged under Section 438(2) Cr.P.C.

Since the main case has been decided, the pending criminal miscellaneous application, if any, also stands disposed of.

(AJAY TEWARI)
JUDGE

28.09.2015

Pooja sharma-I