

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

**Criminal Misc. No. M-19986 of 2015
Date of Decision: 04.09.2015**

Jyoti & another

...Petitioner(s)

Versus

State of Punjab

...Respondent(s)

CORAM:- HON'BLE MR. JUSTICE HARI PAL VERMA

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

Present:- Mr. G.S. Salana, Advocate
for the petitioner (s).

Mr. Gurinderjit Singh, DAG, Punjab.

HARI PAL VERMA J.(Oral)

Prayer in the present petition filed under Section 438 CrPC is for grant of anticipatory bail to the petitioner in case FIR No.175 dated 30.5.2015 under Section 387 IPC and Sections 406/420/386/34/120-B IPC (added later) registered at Police Station City Khanna, District Ludhiana.

On 17.6.2015, this Court had passed the following order:-

“Learned counsel for the petitioners, inter alia, contends that the present FIR has been registered by the complainant as a counter-blast of the FIR No.33 dated 12.2.2014 registered by petitioner No.1 under Sections 294, 354(d) and 506 of the IPC at Police Station, City

Khanna.

Notice of motion for 20.7.2015.

In the meantime, arrest of the petitioners shall remain stayed subject to compliance of Section 438(2) of the Cr.P.C.”

Learned counsel for the petitioner contends that pursuant to order dated 17.6.2015, the petitioner has joined the investigation.

Learned State counsel has filed status report in the Court and on instructions from ASI Rashpal Singh submits that though the petitioner has joined the investigation, however, some recovery is yet to be effected from the petitioner.

So far as the claim of the complainant for recovery of amount is concerned, the same cannot be effected by involving the petitioner in any criminal case by lodging any FIR. However, without commenting upon the merits of the case, the present petition is allowed and the order dated 17.6.2015 is made absolute

However, the petitioner shall continue to join investigation as and when directed by the Investigating Officer and shall abide by the terms and conditions as laid down under Section 438(2) CrPC.

September 04, 2015
AK

(HARI PAL VERMA)
JUDGE