

**Crl.Misc.No.M-35401 of 2014
and connected case**

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

1. Crl.Misc.No.M-35401 of 2014

Ramphal Pal and another

....Petitioners

Versus

State of Punjab

...Respondent

2. Crl.Misc.No.M-36117 of 2014

Yoginder Pal

....Petitioners

Versus

State of Punjab

...Respondent

Date of Decision : 20.03.2015

CORAM : HON'BLE MR.JUSTICE MAHESH GROVER

Present : Mr.A.S.Kalra, Advocate for the petitioners

Mr. Ravinder Singh Randhawa, Addl. AG, Punjab

Mr. Kapil Khanna, Advocate for complainant

MAHESH GROVER, J.

This order will dispose of two petitions bearing CRM No.M-35401 and 36117 of 2014.

The petitioners in both the petitions pray for grant of pre-arrest bail in case FIR no.65 dated 11.6.2014 registered under Sections 498A, 406 IPC at Police Station City II, Abohar, District Fazilka.

The allegations having surfaced in the backdrop of a marital

discord. Both the parties accused each other of having taken money, particularly, when the going was good between them.

The petitioners are mother in law, father in law and the husband of the complainant who were granted the benefit of interim protection on 14.10.2014 and 13.11.2014 respectively with a direction to appear before the Investigating Officer to enable them to join the investigation which they have done as has been stated by learned State counsel on instructions from ASI Darshan Singh.

Learned counsel for the complainant would however oppose their being granted benefit of pre-arrest bail on the ground that recovery is yet to be effected.

Be that as it may, the question remains that in a marital discord the tendency of the complainant to implicate the family of the husband in order to aggravate the offence cannot be ruled out.

Noticing the aforesaid facts as also the fact that the petitioners have joined the investigation to the satisfaction of the Investigating Officer, instant petitions are accepted. Interim directions dated 14.10.2014 and 13.11.2014 passed in above said petitions are hereby made absolute subject to the condition that the petitioners continue to comply with the provisions of Section 438 (2) Cr.P.C.

Nothing said herein shall be construed to be an expression on the merits of the case.

March 20, 2015
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(Mahesh Grover)
Judge