

**Sr. No. 212/5
IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

**CRM No. M-39493 of 2015
Date of Decision: 17.12.2015**

Bharat Bhushan Soni and another

--Petitioners

Vs

State of Punjab

--Respondent

CORAM : HON'BLE MR. JUSTICE RAMESHWAR SINGH MALIK

Present : Mr. Ashok Kumar Nabhewala, Advocate,
for the petitioners.

Mr. D.S.Virk, AAG, Punjab.

Mr. K.S.Kahlon, Advocate,
for the complainant.

RAMESHWAR SINGH MALIK J. (ORAL)

Petitioners seek pre-arrest bail in FIR No. 5 dated 15.05.2015 under Sections 363, 406, 420 and 120-B of Indian Penal Code (for short 'IPC') registered at Police Station NRI Gurdaspur.

Notice of motion was issued and interim protection was granted to the petitioners.

Learned counsel for the State on instructions from ASI Paramjeet Singh, Police Station NRI Amritsar, submits that in compliance of the orders dated 20.11.2015 passed by this Court, petitioners have joined the investigation and they are no more required for any further investigation. However, he further submits that keeping in view the peculiar facts and circumstances of the present case, petitioners may be granted concession of anticipatory bail but on stringent conditions. Similarly, learned counsel for the

complainant also supports the contentions raised on behalf of the learned counsel for the State.

Faced with the above, learned counsel for the petitioners fairly states that the petitioners undertake to surrender their passports before the Illaqa Magistrate within a period of one week from today. He further submits that the petitioners shall not leave the country without the prior permission of the Court.

In view of the above said statements made by learned counsel for the parties, instant petition is allowed and the order dated 20.11.2015, passed by this Court is, hereby, made absolute, however, subject to the conditions envisaged under Section 438 (2) Cr.P.C. It is however, clarified that the petitioners shall surrender their passports before the Illaqa Magistrate within a period of one week from today, as undertaken by them. Further, petitioners shall not leave the country without the prior permission of the Court of competent jurisdiction. The learned Illaqa Magistrate would also impose any other conditions on the petitioners, as deemed appropriate in the circumstances of the case.

With the above said observations made and directions issued, the present petition stands disposed of.

(RAMESHWAR SINGH MALIK)
JUDGE

17.12.2015
vandana