

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-6279-2015

Date of decision:- May 07, 2015

Satya Khan and another

....Petitioners...

VS.

Union Territory, Chandigarh

....Respondent...

CORAM:- HON'BLE MR. JUSTICE JASPAL SINGH

Present:- Mr. S.P. Soi, Advocate,
for the petitioners.

Mr. Amandeep Singh Gill, Addl. P.P., U.T., Chandigarh.

JASPAL SINGH, J. (Oral)

This is a petition under Section 438 of the Code of Criminal Procedure preferred by Satya Khan and Nawab Khan-petitioners, feeling apprehension of their arrest, in case FIR No. 65, dated 12.02.2015, under Sections 406, 498-A IPC, registered at Police Station Sector 11, Chandigarh.

2. During the course of arguments, learned State counsel, on instructions, from Sub Inspector Eram Rizvi, has submitted that both petitioners have joined the investigation, in compliance of order dated February 24, 2015, passed by this Court. Though, some dowry articles have been got recovered by petitioners but some gold ornaments are stated to be still un-recovered but for that reason,

entire case cannot be scuttled down. Moreover, it is a matter of evidence. Since, petitioners have already joined the investigation and further presentation of challan and its disposal is likely to take sufficient long time, order dated February 24, 2015 is made absolute, subject to the following conditions prescribed under Section 438 (2)

Cr.P.C.:-

- (i) *that the petitioners shall make themselves available for interrogation by a police officer as and when required;*
- (ii) *that the petitioners 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 them from disclosing such facts to the Court or to any police officer;*
- (iii) *that the petitioners shall not leave India without the previous permission of the Court.*

(JASPAL SINGH)
JUDGE

May 07, 2015
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