

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

Crl.Misc.No.M-7834 of 2015(O&M)

Date of Decision : 13.05.2015

Anu Verma and another

....Petitioners

Versus

State of Punjab

...Respondent

CORAM : HON'BLE MR.JUSTICE MAHESH GROVER

Present : Mr.L.M.Gulati, Advocate for the petitioners

Mr. Deepak Garg, AAG, Punjab

Mr. Gurcharan Dass, Advocate for complainant

MAHESH GROVER, J.

CRM no. 9429 of 2015

Allowed as prayed for.

Main case

The petitioners pray for grant of pre-arrest bail in terms of Section 438 Cr.P.C in case FIR no. 56 dated 15.9.2014 registered under Section 376 IPC and Section 4 of Prevention of Children from Sexual Offences Act, 2012, later on added Sections 328, 420, 467, 468, 471, 506, 120-B of IPC at Police Station Daresi, Ludhiana.

This Court had granted interim protection to the petitioners vide its order dated 27.3.2015 which is reproduced hereunder:-

“Learned counsel for the petitioners on instructions from Smt. Chand Rani, mother of one of the accused namely Pawan Dhir states that the entire amount of sale consideration as reflected in the sale considerations i.e.Rs.48,81,500/- shall

be paid to the complainant within a period of 15 days. It is stated that the real cause of dispute was a fraudulent sale deed got executed by the petitioners by not paying a single penny to the owner i.e. the complainant.

Learned counsel for the complainant contends that if this amount is paid to her she would consider the matter to be settled.

List again on 23.4.2015.

In the meantime, the arrest of the petitioners shall remain stayed till next date of hearing subject to the condition that they will bring the entire amount of the consideration to be paid to the complainant in Court on the date fixed.”

Learned counsel for the complainant states that he has no objection if petitioners are granted pre-arrest bail.

Thus, without commenting upon the merits of the case but noticing the fact that learned counsel for the complainant has no objection to pre-arrest bail being granted to the petitioners and the fact that the petitioners have joined investigation to the satisfaction of the investigating officer, instant petition is accepted. Interim directions dated 27.3.2015 are hereby made absolute, however subject to the condition that the petitioners continue to comply with the provisions of Section 438(2) Cr.P.C.

May 13, 2015
rekha

(Mahesh Grover)
Judge