

CRM-M-25287-2016

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

CRM-M-25287-2016

Date of Decision: 09.11.2016

Lalita Sahrawat and another

... Petitioners

Versus

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Ajay Ghangas, Advocate,
for the petitioners.

Mr. Vikramjit Singh, Addl. A. G. Haryana.

Mr. Rajinder Mathur, Advocate,
for the complainant.

INDERJIT SINGH, J.

Petitioners, Lalita Sahrawat and Satish Kumar Sahrawat have filed this petition under Section 438 Cr.P.C. for grant of anticipatory bail in case FIR No.335 dated 28.06.2016, registered at Police Station Sahabad, District Kurukshetra, under Sections 420, 406 and 34 of the Indian Penal Code.

Notice of motion was issued. Learned State counsel put in appearance on behalf of the respondent-State and the complainant also appeared through his counsel. They contested this petition.

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I have heard learned counsel for the petitioners; learned State counsel as well as learned counsel for the complainant and have gone through the record.

Learned counsel for the petitioners argued that petitioner No.2 has already filed a complaint under Section 138 of the N.I.Act against the complainant, who got registered the present FIR as a counter-blast to the said complaint.

From the record, I find that the petitioners have already joined the investigation. They are now not required for custodial interrogation. Nothing is to be recovered from them. Otherwise also, it appears to be a case of breach of agreement.

Keeping in view the facts and circumstances of the present case; without discussing the facts of the case in minute details and without expressing any opinion on the merits of the case, I find that it is a fit case where the petitioners are entitled for the benefit of anticipatory bail. Otherwise also, no useful purpose will be served by sending the petitioners to custody. Therefore, finding merit in this petition, the same is allowed. The order dated 27.07.2016, granting interim bail to the petitioners, is made absolute. However, the petitioners shall join the investigation as and when called upon to do so and shall abide by the conditions of Section 438 (2) Cr.P.C.

09.11.2016

parveen kumar

**(INDERJIT SINGH)
JUDGE**

Whether speaking/reasoned	:	Yes
Whether reportable	:	No