

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

CRM-M -26267 of 2016 (O&M)
Date of decision: 28.09.2016

Shashi Bala and others

...Petitioners

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN

Present: Mr. Pankaj Kundra, Advocate
for the petitioner(s).

Mr. Saurabh Mohunta, DAG, Haryana.
assisted by SI Bhagwan Dass.

Jitendra Chauhan, J. (Oral)

By filing the present petition under Section 438 of the Code of Criminal Procedure, the petitioners have sought anticipatory bail in FIR No.62 dated 04.04.2016, registered under Sections 306 and 120 IPC, at Police Station Chandimandir, District Panchkula.

On 02.08.2016, this Court had passed the following order:-

“Contents that the son of petitioner No.1 and the brother of petitioner No.2, solemnized marriage with one Anjali Rana, being in love affair with each other. It being an inter-caste marriage, the father of Anjali Rana felt humiliated and committed suicide. Learned counsel refers to Annexure P-4, the messages exchanged between the son of petitioner no.1, Paras and Anjali Rana, the sister of the complainant and hand-written letter, which clearly indicate that they had a love affair. Subsequently, Anjali Raia has also lodged an FIR stating that the letter and messages were

sent under pressure. It is contended that even if the contents of the instant FIR are taken to be correct, no case for abetment is made out.

Notice of motion for 28.09.2016.

Meanwhile, in the event of arrest of the petitioners by the Arresting Officer, they shall be released on interim bail subject to the following conditions:-

- 1. That they shall make themselves available for interrogation by a police officer as and when required;*
- 2. That they 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 him from disclosing such facts to the Court or to any police officer and;*
- 3. That they shall not leave India without previous permission of the Court.”*

It is contended that in pursuance of the order dated 02.08.2016, the petitioners have joined the investigation.

The learned State counsel, on instructions submits that the petitioners have joined the investigation and they are not required for custodial interrogation.

In view of the above, without expressing any opinion on the merits of the case, the interim bail granted by this Court vide order dated 02.08.2016, is made absolute, subject to furnishing bail bonds/surety bonds to the satisfaction of learned Chief Judicial Magistrate/Duty Magistrate, concerned.

The petition stands allowed.

28.09.2016

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(JITENDRA CHAUHAN)
JUDGE

Whether speaking/reasoned : Yes No

Whether Reportable: Yes No