

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

CRM-M-29948-2016 (O&M)

Date of decision : 26.10.2016

Kulwant Singh and others

...Petitioners

Versus

State of Punjab and another

...Respondents

CORAM: HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Mr. Maninder Arora, Advocate,
for Mr. Vikram Preet Arora, Advocate,
for the petitioners.

Mr. Sidakmeet Sandhu, AAG, Punjab,
assisted by ASI Yash Pal Singh.

JITENDRA CHAUHAN, J. (Oral)

The petitioners seek pre-arrest bail in case FIR No.51 dated 06.07.2016, registered under Sections 419, 420, 465, 467, 468 and 471 of the Indian Penal Code, at Police Station Division No.1, Distt. Pathankot.

Heard.

On 05.09.2016, the following order was passed:-

“Learned counsel refers to Exhibit P-2 and contends that compromise has been entered into between the parties otherwise also the complainant is the co-brother of the petitioner. The FIR was registered under certain mistaken belief.

Notice of motion for 26.10.2016.

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

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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 prior permission of the Court.

On oral request of learned counsel complainant- Resham Singh, Son of Dharam Singh, resident of Village Abadgarh, Post Office Mirthal, Police Station Division No.1, Pathankot, Punjab, is ordered to be impleaded as respondent No.2 at this stage.

Registry is directed to amend the memo of parties accordingly.

Fresh notice to newly added respondent No.2 be issued for the adjourned date. Dasti only.”

Learned State counsel, on instructions, submits that cancellation report in the matter has been prepared. He further states that in pursuance of the order passed by this Court, 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 05.09.2016, is made absolute, subject to furnishing bail bonds/surety bonds to the satisfaction of the Chief Judicial Magistrate/Duty Magistrate concerned.

The petition stands allowed.

26.10.2016

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(JITENDRA CHAUHAN)
JUDGE

Whether speaking / reasoned : Yes No

Whether Reportable : Yes No