

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

(203)

CRM-M-32474-2016

Decided on: November 17, 2016.

Gurbhajan Kaur and others

.... Petitioners

Versus

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE M.M.S. BEDI

Present: Mr. Sanjeev Manrai, Sr. Advocate, with
Mr. Gaurav Talwar, Advocate, for the petitioners.

Ms. Simsi Dhir Malhotra, DAG, Punjab.

M.M.S. BEDI, J (ORAL)

On the instructions of SI Prabh Dyal Singh, it has been informed that the petitioners have joined the investigation.

Learned State counsel has vehemently contended that signatures and attestation on the Will of Assa Singh and participation of the complainant in mutation proceedings, is a serious debatable issue, as such, custodial interrogation of the petitioners, is necessary. She has also submitted that the original Will should be produced by the petitioners, otherwise, their arrest is required.

I have considered the contentions of learned State counsel and I am of the opinion that in view of the validity of the Will being subject matter of the civil litigation, it will not be appropriate for this Court to decline the concession of pre-arrest bail to the petitioners as they have already joined the investigation.

The petition is allowed. Interim order dated 15.09.2016 is hereby made absolute subject to the conditions that the petitioners will join investigation as and when required; they will not tamper with the evidence or hamper the investigation in any manner and will make available all the material or documents required for fair investigation in accordance with law.

(M.M.S. BEDI)
JUDGE

November 17, 2016
harsha

Whether speaking/reasoned:
Whether reportable:

Yes/No
Yes/No