

**Sr. No.203
IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH**

CRM No.M- 33204 of 2015 (O&M)

Date of Decision: 17.03.2016

Parveen Devi and another

..Petitioners

Versus

State of Haryana

...Respondent

CORAM:- HON'BLE MR.JUSTICE TEJINDER SINGH DHINDSA

Present:- Mr. R.K.Sharma, Advocate,
for the petitioners.

Mr. Vivek Saini, DAG, Haryana.

TEJINDER SINGH DHINDSA. J (ORAL)

In pursuance to the order dated 23.02.2016 passed by this Court, counsel appearing for the petitioners has produced in Court a demand draft of Rs.4 lacs in the name of the complainant, namely, Sunil Kumar. The demand draft has been handed over to the Investigating Officer i.e. SI Surender Singh, Belt No.197 G, Police Station Farukhnagar, Gurgaon.

Since the dispute between the parties is essentially civil in nature and the entire sale consideration has already been made over to the Investigating Officer of the case, this Court is of the considered view that petitioners are entitled to the concession of pre-arrest bail.

It is clarified that the payment of Rs.4 lacs made by the present petitioners is subject to the outcome of the investigation in the case and without prejudice to the rights and contentions of both the parties in relation to the dispute.

The present petition is, accordingly, allowed.

Meanwhile, the petitioners are directed to join investigation and in the event of arrest, they shall be released on interim bail to the satisfaction of the Investigating Officer. They shall join the investigation as and when required by the Investigating Officer. They shall also comply with the conditions as envisaged under Section 438(2) of the Code of Criminal Procedure, which are as under:-

(i) that the petitioners shall make themselves available for interrogation before investigating officer as and when required;

(ii) that the petitioners 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;

(iii) that the petitioners shall not leave India without the prior permission of the Court.”

Petition disposed of.

17.03.2016

vandana

**(TEJINDER SINGH DHINDSA)
JUDGE**