

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

**(i) Criminal Misc.No.M-35629 of 2016(O&M)
Date of Decision : 22nd November, 2016**

Karam Kaur

..... Petitioner

Versus

State of Punjab

..... Respondent

(ii) Criminal Misc.No.M-35952 of 2016(O&M)

Mota Singh

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM : HON'BLE MR. JUSTICE AJAY TEWARI

Present : Mr. R.S.Bajaj, Advocate
for the petitioner in Criminal Misc.No.M-35629 of 2016.

Mr. Rishu Mahajan, Advocate
for the petitioner in Criminal Misc.No.M-35952 of 2016.

Mr. K.S.Pannu, DAG, Punjab
for the respondent(s)-State.

Mr. Bikram Jit Aroura, Advocate
for the complainant.

AJAY TEWARI, J. (Oral)

This order shall dispose of aforesaid two petitions, filed by the petitioners under Section 482 Cr.P.C., for grant of anticipatory bail in case FIR No.152 dated 14.08.2016, registered at Police Station 'E' Division, Amritsar, under Sections 420, 120-B IPC.

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On 04.10.2016, this Court passed the following order in Criminal Misc.No.M-35629 of 2016:-

“Learned counsel relies upon the order dated 26.09.2016 passed in CRM-M-32892-2016 whereby the co-accused has been granted the concession of anticipatory bail.

Notice of motion for 22.11.2016.

In the meantime, in the event of arrest of the petitioner she shall be released on interim bail by the investigating officer subject to the conditions envisaged under Section 438 Cr.P.C. The petitioner is also directed to join investigation and shall appear before the investigating officer as and when her presence is required.”

On 06.10.2016, this Court passed the following order in Criminal Misc.No.M-35952 of 2016:-

“Learned counsel states that the co-accused has been granted anticipatory bail by order dated 26.09.2016 passed in CRM-M-32892- 2016. He further states that another co-accused has been granted interim protection by this Court in CRM-M-35629-2016.

Notice of motion.

On the asking of the Court, Mr. B.S. Thind, Assistant Advocate General, Punjab, accepts notice on behalf of the respondent.

Learned counsel for the petitioner undertakes to supply a copy of the petition to the learned A.A.G. during the course of the day.

To come up alongwith CRM-M-35629-2016 on 22.11.2016.

Interim order in the same terms as CRM-M-35629-2016.”

Learned State counsel, on instructions from ASI Narain Singh, has stated that the petitioners have joined the investigation and they are no

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more required for custodial interrogation. However, learned counsel for complainant has opposed the prayer for bail.

In view of the fact that the custodial interrogation of the petitioners is not required and without going into the merits of the case, I deem it appropriate to grant the concession of anticipatory bail to the petitioners in the instant petitions.

Ordered accordingly.

Resultantly, the interim orders dated 04.10.2016, passed in Criminal Misc.No.M-35629 of 2016 and 06.1.2016, passed in Criminal Misc.No.M-35952 of 2016 are made absolute subject to the conditions envisaged under Section 438(2) Cr.P.C.

Petitions stand allowed.

22nd November, 2016

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**(AJAY TEWARI)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether Reportable :

Yes/No