

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

CRM-M-37067-2016 (O&M)

Date of decision : 12.12.2016

Vinod Kumar @ Sunil and another

...Petitioners

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Mr. Umesh Kanwar, Advocate,
for Mr. Sanjeev Roy, Advocate,
for the petitioners.

Ms. Harsimrat Rai, DAG, Punjab,
assisted by ASI Amarjit Singh.

JITENDRA CHAUHAN, J. (Oral)

The petitioners seek pre-arrest bail in FIR No.248 dated 26.12.2015, registered under Section 407 read with Section 34 of the Indian Penal, at P.S. Division No.8, Jalandhar.

Heard.

On 19.10.2016, the following order was passed:-

“Contends that the mother of petitioner No.1 and the wife of petitioner No.2 had been hospitalized, therefore, the petitioners could not appear before the Investigating Officer in pursuance of the order passed by the Court below.

Notice of motion for 12.12.2016.

At the asking of the Court, Ms. Harsimrat Rai, DAG, Punjab, accepts notice. A complete copy of the paper book has been handed over to learned State counsel, in the Court.

The necessary medical record in support of the assertion raised by learned counsel for the petitioners, be

ATUL SETHI
20/12/2016
I attest to the accuracy and
authenticity of this document
Chandigarh

furnished in the meantime.

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 prior permission of the Court.*

Learned State counsel, on instructions, submits 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 19.10.2016, 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.

12.12.2016
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(JITENDRA CHAUHAN)
JUDGE

Whether speaking / reasoned :	Yes	No
Whether Reportable :	Yes	No