

**Sr. No. 212
IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH**

**CRM No. M-41603 of 2015
Date of Decision: 29.01.2016**

Tarlok Singh and others

...Petitioners

Versus

State of Punjab

... Respondent

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

Present:- Mr. B.S.Jaswal, Advocate,
for the petitioners.

Ms. Manpreet Dhaliwal, AAG, Punjab.

TEJINDER SINGH DHINDSA. J (ORAL)

This order shall dispose of the present petition filed under Section 438 Cr.P.C. seeking concession of pre-arrest bail to the petitioners in case FIR No.157 dated 18.10.2015 under Sections 448/420/427/380/506/120-B of Indian Penal Code, registered at Police Station, Ajnala, District Amritsar.

On 18.12.2015, the following order was passed by this Court:-

“Prayer is for grant of pre-arrest bail in case FIR No.157 dated 18.10.2015 under Sections 448, 420, 427, 380, 506, 120-B IPC, P.S.Ajnala, District Amritsar.

The complainant and petitioner No.3 are sisters-in-law (wife of brother). Both sides are trying to claim the property of one Dalip Singh, who apparently has passed away intestate without leaving behind any legal heir.

Learned counsel for the petitioners states that the entire case is based on documentary evidence and,

therefore, custodial interrogation of the petitioners should not be insisted upon.

Learned State counsel, on instructions from ASI Balraj Singh, has accepted the factual assertions but prays that the bail should be declined.

In my opinion, once the factual statement is admitted, it will not be in the interest of justice to deny the concession of anticipatory bail.

Hearing is deferred to 29.01.2016.

In the meanwhile, in the event of their arrest, the petitioners shall be admitted to anticipatory bail to the satisfaction of the Investigating/Arresting Officer. They shall join the investigation as and when called upon to do so and abide by the conditions as envisaged under Section 438(2) Cr.P.C.”

Learned State counsel upon instructions from ASI Harpal Singh, would apprise the Court that the petitioners have since joined investigation and are not required for any custodial interrogation.

Accordingly, petition is allowed. Order dated 18.12.2015, passed by this Court, is made absolute.

Disposed of.

29.01.2016

vandana

**(TEJINDER SINGH DHINDSA)
JUDGE**