

CRM-M-10634-2017

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

CRM-M-10634-2017

Date of Decision: 05.05.2017

Harbhajan Kaur and another

... Petitioners

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Ritesh Pandey, Advocate for
Mr. Pawan Sharda, Advocate for
the petitioners.

Mr. V.P.S.Sidhu, AAG, Punjab.

Mr. B.S.Baath, Advocate,
for the complainant.

INDERJIT SINGH, J.

Petitioners-Harbhajan Kaur and Dalwinder Singh have filed this petition under Section 438 Cr.P.C. for grant of anticipatory bail in case FIR No.36 dated 02.03.2017, registered at Police Station City Gurdaspur, District Gurdaspur, under Section 420 of the Indian Penal Code.

Notice of motion was issued in this case. Learned State counsel put in appearance on behalf of the respondent-State and the complainant also appeared through his counsel. They contested this petition.

I have heard learned counsel for the parties as well as learned State counsel and have gone through the record.

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Learned State counsel has stated that the petitioners have been declared innocent.

From the record, I find that in pursuance of the interim order dated 29.03.2017, the petitioners have already joined the investigation. They are not required for custodial interrogation. Therefore, no useful purpose will be served by sending the petitioners to custody.

Keeping in view the facts and circumstances of the present case; without discussing the facts of the case in minute details and without expressing any opinion on the merits of the case, I find merit in this petition and the same is allowed. The order dated 29.03.2017, granting interim bail to the petitioners, is made absolute. However, the petitioners shall join the investigation as and when called upon to do so and shall abide by the conditions of Section 438 (2) Cr.P.C.

05.05.2017

parveen kumar

(INDERJIT SINGH)
JUDGE

Note:	Whether speaking/reasoned	:	Yes
	Whether reportable	:	No