

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CRM No. M-12575 of 2017 (O&M)
Date of Decision: 16.05.2017

Harjinder Kumar @ Jinder & another

--Petitioners

Versus

State of Punjab

--Respondent

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

Present:- Ms. Sushma Sharma, Advocate for
Mr. Ramesh Sharma, Advocate for the petitioners.

Ms. Harpreet K. Athwal, D.A.G., Punjab.

TEJINDER SINGH DHINDSA.J

This order shall dispose of the present petition filed under Section 438 Cr.P.C praying for the grant of anticipatory bail to the petitioners in case F.I.R. No.4 dated 14.1.2017 under sections 295, 323, 34 I.P.C, registered at Police Station, Mehatpur, District Jalandhar.

On 13.4.2017, while issuing notice of motion, the following order was passed by this Court:-

“Counsel inter alia submits that the non-bailable offence is under Section 295 IPC and the case revolves around the grant of advancement of money to the mother of the petitioners who was working as a domestic help with the complainant. On account of non-repayment of loan, allegations have been made and there was no intention as such to insult the religion of any class or persons. No recovery as such is to be effected from the petitioners.

Notice of motion.

On the asking of the Court, Mr. R.S. Pathania, DAG, Punjab accepts notice on behalf of the respondent. Copy of the paper book has been supplied to him in Court.

Adjourned to 16.05.2017.

In the meanwhile, it is directed that the petitioners

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shall join investigation and in the event of arrest of the petitioners, they shall be released on ad-interim bail by the investigating officer and shall comply with the conditions laid down in Section 438(2) Cr.P.C. ”

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

In the light of such categoric stand taken on behalf of the State, the present petition is allowed. The order dated 13.4.2017, passed by this Court, is made absolute.

Petition disposed of.

(TEJINDER SINGH DHINDSA)
JUDGE

16.05.2017
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Whether speaking/reasoned:	Yes
Whether Reportable:	No