

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

(1) CRM No. M-17512 of 2017 (O&M)
Date of Decision: 11.09.2017.

Surjit Kaur and another

... Petitioners

Versus

State of Punjab

... Respondent

(2) CRM No. M-17517 of 2017 (O&M)

Gursewak Singh

... Petitioner

Versus

State of Punjab

... Respondent

(3) CRM No. M-18809 of 2017 (O&M)

Gobind Singh

... Petitioner

Versus

State of Punjab

... Respondent

CORAM : Hon'ble Mr. Justice Jitendra Chauhan

Present : Mr. Vaibhav Narang, Advocate,
for the petitioners.

Mr. AS Gill, Sr. DAG Punjab
assisted by ASI Jaspal.

JITENDRA CHAUHAN.J.(ORAL)

This order shall dispose of afore-mentioned three anticipatory bail applications filed in FIR No.207 dated 23.04.2017 registered under Sections 304-B, 406, 498-A and 148 read with Section 149 IPC at Police Station Civil Lines, District Amritsar.

Learned counsel for the petitioners refers to Annexure P-3 whereby the petitioner/husband (Gobind Singh) had remitted Rs.40 lakh in favour of the complainant prior to the death of his

wife/deceased who had been suffering from various ailments including very high blood sugar, renal problems like water retention and inflammation, chronic urinary tract infection and cysts, hypothyroidism, Inflammatory Bowel Syndrome (IBS), hypertension and respiratory distress.

On 24.05.2017 this Court had passed the following order in CRM M-17512 of 2017:-

“Learned counsel for the petitioners submits that the marriage of son of the petitioner was solemnized in the year 2013. He has placed on record medical report (Annexure P-2) wherein, complainant namely Harpreet Kaur was suffering from kidney disease for the last 4 years.

Notice of motion for 11.09.2017.

In the meantime, the petitioners are directed to join investigation and appear before the investigating officer. In the event of arrest, the petitioners be released on interim bail subject to the satisfaction of the arresting/investigating officer. However, the petitioners shall join investigation as and when called upon to do so and shall remain bound by the following conditions enumerated under Section 438(2) Cr.P.C.

1. Petitioners shall make themselves available for interrogation by a police officer as and when required;
2. Petitioners 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 them from disclosing such facts to the Court or to any police officer;
3. Petitioners shall not leave India without the previous permission of the Court;

4. Such other condition as may be imposed under subsection (3) of section 437, as if the bail were granted under that section. ”

Similarly, in CRM M-17517 of 2017 and CRM M-18809 of 2017 orders of joining investigation were passed on 24.05.2017.

It is contended that in pursuance of the orders dated 24.05.2017 passed in all the three petitions, the petitioners have joined the investigation.

Learned State counsel, on instructions, states that now the complainant has filed affidavit dated 10.07.2017 (Annexure A-1) and made a statement that the FIR in question was lodged under some mistaken belief. It is further stated that the petitioners have joined the investigation and they are not required for custodial interrogation.

In view of above, the orders dated 24.05.2017 passed in aforesaid three petitions are made absolute, subject to furnishing of bail-bonds/surety bonds by the petitioners to the satisfaction of the CJM/Duty Magistrate concerned.

The petitions stand allowed.

A photocopy of the order be placed on the connected files.

11.09.2017.
SN

(JITENDRA CHAUHAN)
JUDGE

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