

201.

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

CRM-M-18093-2017

Date of decision:12.09.2017

JAGTAR SINGH AND ANR

... Petitioners

versus

STATE OF PUNJAB AND ANOTHER

.... Respondents

CORAM: HON'BLE MR. JUSTICE HARI PAL VERMA

Present: Mr. Rakesh Gupta, Advocate,
for the petitioners.

Mr. A.S. Dhaliwal, DAG, Punjab.

HARI PAL VERMA, J. (Oral)

Prayer in this petition filed under Section 438 Cr.P.C. is for grant of anticipatory bail to the petitioners in FIR No.23 dated 18.04.2017 under Section 406 IPC, registered at Police Station Women, Patiala.

This Court vide order dated 22.05.2017 has granted interim bail to the petitioner No.2-Kulwinder Kaur and vide order dated 01.06.2017 to petitioner No.1-Jagtar Singh, subject to their joining the investigation as and when directed by the Investigating Agency/Investigating Officer and to abide by the terms and conditions laid down under Section 438(2) Cr.P.C. However, on the adjourned date i.e. 18.07.2017, it was reported by learned State counsel on instructions from ASI Major Gir that the petitioners are not cooperating

with the investigation. Accordingly, vide order dated 18.07.2017, petitioners were again directed to appear before the Investigating Officer on 21.07.2017 and the case was adjourned to 11.08.2017. Again on 11.08.2017, it was reported that the petitioners are not cooperating in the investigation. Therefore, vide order dated 11.08.2017, they were once again directed to appear before the Investigating Officer on 16.08.2017.

Learned counsel for the petitioners contends that pursuant to orders dated 22.05.2017 and 01.06.2017, petitioners have joined investigation.

Learned State counsel, who is assisted by ASI Major Gir, has stated that in terms of above orders, the petitioners have joined investigation, recovery has been effected and their custodial interrogation is not required.

In view of above, present petition is allowed and interim directions issued by this Court vide orders dated 22.05.2017 and 01.06.2017 are made absolute.

However, the petitioners shall continue to join investigation as and when required to do so and shall abide by the terms and conditions, as laid down under Section 438(2) Cr.P.C.

(HARI PAL VERMA)
JUDGE

12.09.2017
sanjeev

Whether speaking/reasoned
Whether Reportable:

Yes/No.
Yes/No.