

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

**CRM-M-18639-2014  
Date of decision: 07.03.2017**

**Rajni**

**...Petitioner**

**Versus**

**State of Haryana and others**

**...Respondents**

**CORAM:HON'BLE MS. JUSTICE RITU BAHRI**

Present: Mr. P.K. Ganga, Advocate,  
for the petitioner.

Mr. D.R. Singla, DAG, Haryana.

Mr. J.P.S. Sidhu, Advocate,  
for respondent Nos. 3 to 6.

**Ritu Bahri, J.**

Petitioner is seeking quashing of the order dated 24.02.2014 (Annexure P-6) passed by the Chief Judicial Magistrate, Sirsa, whereby accused-respondent Nos. 3 and 4 (Lovedeep and Bhagwan Dass) have been ordered to be released on regular bail in case FIR No.474 dated 25.06.2013, under Sections 498-A, 406, 506, 323 read with Section 34 IPC, registered at Police Station, City, Sirsa.

Upon notice, reply dated 02.09.2014 on behalf of respondent Nos. 1 and 2, by way of affidavit of Deputy Superintendent of Police, City, Sirsa, has been filed, wherein it has been stated that vide order dated 11.09.2013 (Annexure P-4) passed by this Court, anticipatory bail was granted to

Lovedeep-respondent No.3. Thereafter, he joined investigation on

04.10.2013. Recovery of dowry articles was effected vide recovery memo dated 04.10.2013 (Annexure R-1). On completion of investigation, challan was presented against all the accused persons on 23.01.2014. Thereafter, notice to the accused was issued by the trial Court, whereupon accused-respondent Nos. 3 to 6 put in appearance and made an application for surrender and bail on 24.02.2014. Thereafter, they were released on bail by the trial Court on the same date. At that time, a petition for grant of anticipatory bail filed by Lovedeep, was pending before this Court. The said petition was dismissed vide order dated 03.03.2014 (Annexure P-7) passed by this Court. After dismissal of the said petition, the Investigating Officer made an application dated 25.04.2014 before the trial Court for taking action against Lovedeep. Another, application for cancellation of bail had been filed by complainant-petitioner.

A separate reply dated 01.03.2017 has been filed by the Deputy Superintendent of Police (HQ), Sirsa. Along with this reply, a copy of order dated 24.02.2014 has been placed on record. It has been stated that a perusal of the order dated 24.02.2014 shows that it was passed in the present case due to some mistake because this order speaks about grant of bail to some other accused persons namely Pushpa Garg and Yogesh Kumar, who are not accused persons in the present case.

Learned State counsel, on instructions, has informed that the trial is at the stage of recording of prosecution evidence and the complainant has been ordered to be summoned throughailable warrants.

In this case some recoveries have already been effected from Lovedeep. Moreover, after presentation of challan, he had surrendered before the Court and had been released on regular bail.

After going through the replies filed on behalf of respondent Nos. 1 and 2, no ground is made out to interfere in the impugned order.

Dismissed.

07.03.2017  
ajp

(RITU BAHRI)  
JUDGE

|                           |        |
|---------------------------|--------|
| Whether speaking/reasoned | Yes/No |
| Whether reportable        | Yes/No |