

103

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

CRM-M-18651 of 2017 (O&M)

Date of decision: May 30, 2017

Neelam and another

.....Petitioners

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MR. JUSTICE A.B. CHAUDHARI

Present: Mr. Amit Parashar, Advocate for the petitioners.

A.B. CHAUDHARI, J (Oral)

CRM No.18398 of 2017

Heard.

Application is allowed and Annexure P-7 is taken on record.

CRM-M-18651 of 2017

Heard learned counsel for the petitioners.

This is second petition for grant of anticipatory bail to the petitioners in FIR No.264 dated 27.03.2017, under Sections 323, 506, 34 of Indian Penal Code, 1860 (for short 'IPC') (Section 307 IPC added later on), registered at Police Station Ballabgarh, District Faridabad.

This Court had made an order on 21.04.2017 in CRM-M-13416 holding that the offence in respect of which anticipatory bail was sought was bailable and therefore, the petitioners were asked to surrender before the trial Court. Accordingly, the petitioners have

surrendered before the trial Court and on 03.05.2017, they have been released on bail for the reasons given in the said order.

Learned counsel for both the parties state that thereafter, Section 307 of IPC was added to the said FIR. Learned counsel for the complainant submits that the complainant was attempted to be killed by means of strangulation and that is why, the offence under Section 307 of IPC was added later on. Perusal of the papers clearly shows that there is quarrel amongst the members of the family and no purpose would be served in denying the relief of anticipatory bail to the petitioners since the petitioners have already on bail on the bailable offences and secondly, the injury was never reported as amounting to attempt to murder, at the initial stage.

In that view of the matter, this second petition, is allowed. The petitioners are ordered to be released on anticipatory bail on their furnishing bail bonds amounting to ₹10,000/- with one surety of like amount, subject to the satisfaction of the Chief Judicial Magistrate/Duty Magistrate concerned.

(A.B. CHAUDHARI)
JUDGE

May 30, 2017

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Whether speaking/ reasoned: Yes/No

Whether Reportable: Yes/No