

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

**CRM-M-29178-2016
Date of decision-24.01.2017**

**Kuldeep Kaur and another
Vs.
State of Punjab**

**...Petitioners

...Respondent**

CORAM:- HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: None for the petitioners.

Ms. Harsimrat Rai, DAG, Punjab.

JITENDRA CHAUHAN, J. (Oral)

By filing the present petition under Section 438 of the Code of Criminal Procedure, the petitioners have sought anticipatory bail in FIR No.71 dated 16.05.2016, registered under Sections 406, 420 and 120-B of Indian Penal Code at Police Station Sadar Phagwara, District Kapurthala.

On 23.08.2016, this Court had passed the following order:-

“Contends that the petitioners did not enter into agreement to sell with regard to the plot in question. In fact, the petitioners raised loan from the complainant.

The petitioners were allowed to join the investigation but as per the record they did not join.

Notice of motion for 25.10.2016

At the asking of the Court, Ms. Harsimrat Rai, DAG, Punjab, accepts notice. A complete copy of the paper book has been handed over to learned State counsel, in the Court.

Meanwhile, in the event of arrest of the petitioners by the Arresting Officer, they shall be released on interim bail subject to the following conditions:-

- 1. That they shall make themselves available for interrogation by a police officer as and when required;*
- 2. That they 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 him from*

disclosing such facts to the Court or to any police officer and;

3. That they shall not leave India without previous permission of the Court.”

The learned State counsel, submits that the petitioners have joined the investigation and they are not required for custodial interrogation.

In view of the above, without expressing any opinion on the merits of the case, the interim bail granted by this Court vide order dated 23.08.2016, is made absolute, subject to furnishing bail bonds/surety bonds to the satisfaction of learned Chief Judicial Magistrate/Duty Magistrate, concerned.

The petition stands allowed.

(JITENDRA CHAUHAN)
JUDGE

January 24, 2017

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Whether speaking/reasoned :	Yes	No
Whether Reportable :	Yes	No