

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

CRM-M-3011-2017 (O&M)
Date of decision : 07.04.2017

KIRPAL KAUR & ANR

...Petitioner (s)

Versus

STATE OF PUNJAB

...Respondent (s)

CORAM: HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Mr. A.S. Brar, Advocate for the petitioner (s).

Mr. R.S. Nain, AAG, 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.60, dated 02.11.2016, registered under Section 323, 324 and 341 IPC and Section 326 IPC (added later on), at Police Station Mullanpur, District SAS Nagar, Mohali.

On 31.01.2017, the following order was passed:-

“Heard.

Learned counsel for the petitioner submits that the FIR was initially registered for offence punishable under Sections 323, 324, 341 IPC and later on, offence under Section 326 IPC was added. The role attributed to Kirpal Kaur petitioner No.1 is that she pulled the hair of complainant Balwinder Singh while the allegation against petitioner No.2 is that he raised a lalkara.

Notice of motion for 7.4.2017.

In the meanwhile, the petitioners are directed to surrender before the police and join investigation within a week. In the event of their arrest being required, they shall be

released on interim bail till the next date, subject to their furnishing bonds to the satisfaction of Arresting Officer. However, they shall abide by the terms and conditions as envisaged under Section 438(2)(i) to (iv) Cr.P.C. failing which they shall lose the benefit of interim bail allowed to them.”

The learned State counsel, on instructions, submits that in pursuance of the order passed by this Court, 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 31.01.2017, 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.

07.04.2017

ashok

**(JITENDRA CHAUHAN)
JUDGE**

Whether speaking/reasoned: Yes / No

Whether reportable: Yes / No