

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

CRM-M-31794-2017 (O&M)
Date of decision : 21.12.2017

Amrik Singh and another

...Petitioners

Versus

State of Punjab and another

...Respondents

CORAM: HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Mr. K.S. Dadwal, Advocate for the petitioners.

Ms. Gulnoor Ghumman, AAG, Punjab,
assisted by ASI Jasbir Singh.

Mr. M.S. Kang, Advocate for respondent No.2.

JITENDRA CHAUHAN, J. (Oral)

The petitioners seek pre-arrest bail in FIR No.0137 dated 04.08.2017, registered under Sections 376 read with Section 511 and 506 of the Indian Penal Code, at Police Station Sadar Hoshiarpur.

Heard.

On the last date of hearing, it was submitted by learned counsel for respondent No.2 that this was the second marriage of the son of the petitioners. The earlier daughter-in-law also raised similar allegations against the petitioners. On the submissions so made, learned State counsel was directed to collect necessary information. On instructions, she informs that no substance could be found in the allegations raised by learned counsel for the complainant. She further states that no truth was found in the allegations that petitioner No.1 indulged in indecent gestures. Even otherwise, there are counter allegations that the son of the

petitioners/husband of the complainant caused injuries to petitioner No.2, his mother, who is also physically challenged.

On 03.10.2017, the following order was passed:-

“Petitioner No.2 is present in person.

The petitioners are directed to join the investigation.

Post again on 08.11.2017.

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 prior permission of the Court.*

At this stage, learned counsel for the petitioners states that the petitioners are apprehending threat to their lives and liberty at the hands of the complainant.

In case, an application is moved by the petitioners in this regard, the Senior Superintendent of Police concerned shall take necessary action on the same, as per law.”

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 03.10.2017, is made absolute, subject to furnishing bail bonds/surety bonds to the satisfaction of the Chief Judicial Magistrate/Duty Magistrate

concerned.

The petition stands allowed.

21.12.2017
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(JITENDRA CHAUHAN)
JUDGE

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