

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

CRM-M -33815 of 2016 (O&M)
Date of decision: 14.07.2017

Chanchal Singh and others

...Petitioners

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN

Present: Mr. APS Rehan, Advocate for the petitioner(s).

Mr. N.K. Banka, DAG, Punjab
assisted by ASI Ravinder Singh.

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.11 dated 09.03.2014, registered under Sections 406, 498-A and 120-B of IPC, at Police Station Tibber, District Gurdaspur.

On 22.09.2016, this Court had passed the following order:-

“Counsel for the petitioners submits that the petitioners had been granted anticipatory bail vide order dated 26.7.2014 and referred to in the trial Court order. Subsequently, the prosecution had added Section 498-A IPC and fearing arrest, they filed an application for anticipatory bail which had been rejected on the ground that the petitioners should have approached the Court for

anticipatory bail when the application under Section 216 Cr.P.C. was moved. Counsel for the petitioners states that they are already appearing before the trial Court and interim bail be granted under the newly added Section.

Notice of motion, returnable by 11.1.2017.

In the meanwhile, the petitioners are ordered to be released on interim bail subject to their furnishing bail and surety bonds to the satisfaction of the trial Court also under the newly added Section.”

It is contended that in pursuance of the order dated 22.09.2016, the petitioners have joined the investigation.

The learned State counsel, on instructions 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 22.09.2016, 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.

14.07.2017

sumit.k

(JITENDRA CHAUHAN)
JUDGE

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