

**CRM-M-34483-2017 and
CRM-M-37078-2017**

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

Date of Decision: 13.12.2017

1. CRM-M-34483-2017

Manjit Kaur

... Petitioner

Versus

State of Punjab

... Respondent

AND

2. CRM-M-37078-2017

Nanak Singh

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Ishaan Pasricha, Advocate for
the petitioners in both the petitions.

Mr. Ayush Sarna, AAG, Punjab.

Mr. Manu Loona, Advocate,
for the complainant.

INDERJIT SINGH, J. (Oral)

This order shall dispose of CRM-M-34483-2017, filed by
petitioner-Manjit Kaur and CRM-M-37078-2017, filed by petitioner-Nanak
Singh, under Section 438 of the Code of Criminal Procedure, 1973 (for

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brevity, 'Cr.P.C.') for grant of anticipatory bail in case FIR No.87 dated 15.06.2017, registered at Police Station Haibowal, District Ludhiana, under Sections 419, 420, 465, 467, 468, 471 and 120-B of the Indian Penal Code and Section 82 of the Registration Act, 1908.

Notice of motion was issued in both these petitions. Learned State counsel has put in appearance on behalf of the respondent-State and complainant has also appeared through his counsel. They contested this petition.

I have heard learned counsel for the parties as well as learned State counsel and have gone through the record.

From the perusal of FIR, it looks that dispute between the parties is regarding the inheritance of Bachan Singh, father of the complainant.

At the time of arguments, it was argued that civil litigation qua the disputed property is already pending between the parties.

In pursuance of the interim orders dated 15.09.2017 passed in CRM-M-34483-2017 and dated 04.10.2017 passed in CRM-M-37078-2017 by this Court, the petitioners have already joined the investigation. They are not required for custodial interrogation. Therefore, no useful purpose will be served by sending them to custody.

Keeping in view the facts and circumstances of the present case; without discussing the facts of the case in minute details and without expressing any opinion on the merits of the case, I find merit in both these petitions and the same are allowed. The orders dated 15.09.2017 passed in

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CRM-M-34483-2017 and dated 04.10.2017 passed in CRM-M-37078-2017, granting interim bail to the petitioners, are made absolute. However, the petitioners shall join the investigation as and when called upon to do so and shall abide by the conditions of Section 438 (2) Cr.P.C.

13.12.2017
parveen kumar

(INDERJIT SINGH)
JUDGE

Note:	Whether speaking/reasoned	:	Yes
	Whether reportable	:	No