

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

CRM-M-35354-2017 (O & M)

Date of Decision: 26.09.2017

Onkar Singh Pal and another

...Petitioners

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Bhoop Singh, Advocate,
for the petitioners.

Mr. A.P.S.Gill, DAG, Punjab.

INDERJIT SINGH, J.(Oral)

CRM-30796-2017

Allowed as prayed for. Annexures P-3 and P-4 are taken on record.

CRM-M-35354-2017

Petitioners-Onkar Singh Pal and Hardeep Kaur @ Deep have filed this petition under Section 438 of the Code of Criminal Procedure, 1973 (for brevity, 'Cr.P.C.') for grant of anticipatory bail in case FIR No.65 dated 24.11.2015, registered at Police Station SBS Nagar, Ludhiana, under Section 379 of the Indian Penal Code.

Notice of motion was issued in this case. Learned State counsel has appeared on behalf of the respondent-State and contested this petition.

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

Learned State counsel stated that as per the investigation, complainant-Barjinder Kumar himself sold the car to one Inder Pal Singh and car was not found to be stolen.

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 that the petitioners are not required for custodial interrogation and, therefore, no useful purpose will be served by sending the petitioners to custody. Therefore, finding merit in the present petition, the same is allowed. It is ordered that in the event of arrest, the petitioners be released on bail subject to their furnishing personal bonds and surety to the satisfaction of Arresting/Investigating Officer. However, the petitioners shall join the investigation as and when called upon to do so and shall abide by the conditions as provided under Section 438 (2) Cr.P.C.

26.09.2017

parveen kumar

(INDERJIT SINGH)
JUDGE

Whether speaking/reasoned	:	Yes
Whether Reportable	:	No