

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

CRM No. M-39996 of 2016 (O&M)

Date of Decision: 01.02.2017.

Laxmi and others

... Petitioners

Versus

State of Punjab

... Respondent

CORAM : Hon'ble Mr. Justice Jitendra Chauhan

Present : Mr. H.S. Randhawa, Advocate,
for the petitioners.

Ms. Harsimrat Rai, DAG, Punjab
assisted by ASI Jasbir Singh.

JITENDRA CHAUHAN.J.(ORAL)

The present petition has been filed under Section 438
the Cr.P.C seeking anticipatory bail in case FIR No.67 dated
29.09.2016, registered under Sections 353, 186 and 309 IPC at Police
Station Mukandpur, District Shaheed Bhagat Singh Nagar.

On 09.11.2016 this Court had passed the following
order:-

“Learned counsel contends that no case under Section 353 of
Indian Penal Code (in short 'IPC') is made out as no force was
used against the complainant whereas other sections are
bailable. Petitioners are citizens aged about 55-75 years.
However, the petitioners allegedly obstructed the complainant
in performance of his official duty.

Notice of motion for 22.12.2016.

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.”

It is contended that in pursuance of the order dated 09.11.2016, the petitioners have joined the investigation.

Learned State counsel, on instructions, states that the petitioners have joined the investigation and they are not required for custodial interrogation.

In view of above, the order dated 09.11.2016 passed by this Court is made absolute, subject to furnishing of bail-bonds/surety bonds by the petitioners to the satisfaction of the CJM/Duty Magistrate concerned.

The petition stands allowed.

01.02.2017.
SN

(JITENDRA CHAUHAN)
JUDGE

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