

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

Crl. Misc. M-40767 of 2016 (O&M)
Date of Decision: September 14, 2017

Anil Kumar and another

...Petitioner

Versus

State of Haryana and another

...Respondents

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. Dinesh Arora, Advocate
for the petitioners.

Petitioners in person.

Ms. Gaganpreet Kaur, AAG Haryana.

Mr. Surinder Gandhi, Advocate
for respondent No.2-complainant.

JAISHREE THAKUR, J. (Oral)

The instant petition has been filed under Section 438 of Cr.P.C., for grant of anticipatory bail to the petitioners in the event of arrest in FIR No.339 dated 14.09.2016, under Sections 323, 406, 498-A, 506, 34 of the Indian Penal Code, registered at Police Station Shivaji Colony, Rohtak.

Learned counsel for the petitioners contends that the petitioners, who are father-in-law and mother-in-law of respondent No.2-complainant are falsely implicated in the present case and on the direction of this Court, have joined the investigation. It is also contended that nothing

is to be recovered from them and husband of respondent No.2-complainant has already been granted regular bail.

Learned AAG Haryana for the respondent-State, on instructions from SI Raj Kumar, submits that petitioners have joined the investigation and they are not required for the custodial interrogation.

Apart from above, in compliance of previous order, a cheque bearing No.299055 dated 14.09.2017 amounting to Rs.25,000/- in favour of respondent No.2 has been handed over to counsel for respondent No.2 towards litigation expenses and a photocopy of the same is retained on the record.

In view of the facts that the petitioners are not required for custodial interrogation and have joined the investigation, without commenting on the merits of the case, the petition is allowed and order dated 16.11.2016 granting interim bail to the petitioners is made absolute subject to the conditions laid down in Section 438 Sub Section 2 Clauses (i) (ii) and (iii) of the Code of Criminal Procedure.

September 14, 2017
vijay saini

(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes
Yes/No