

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

Crl. Misc. M-10443 of 2017 (O&M)
Date of Decision: December 06, 2018

Gurmeet Singh and another

...Petitioners

Versus

State of Punjab and another

...Respondents

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. Bhupinder Ghai, Advocate
for the petitioners.

Ms. Rajni Gupta, Senior DAG Punjab.

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 FIR No.24 dated 27.02.2017, under Sections 406, 498-A of the Indian Penal Code, registered at Police Station Fatehgarh Sahib.

Learned counsel for the petitioners would contend that the allegations as set out in the FIR are patently false, while also arguing that they have joined the investigation in terms of order dated 27.03.2017. It is also contended that nothing is to be recovered from them.

During the pendency of these proceedings, every attempt has been made to settle the dispute amicably between the parties, however, it appears that differences cannot be reconciled. Harpreet Singh, the son of the petitioners and husband of the complainant has already been allowed

regular bail by the Sessions Court, Fatehgarh Sahib.

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

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 27.03.2017 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.

Needless to say, proceedings stayed in the matters, which are pending before the courts below *inter se* between the parties (i.e. under Section 125 Cr.P.C, under the FIR or under the DV Act etc.) by an order dated 05.09.2018, stands vacated.

December 06, 2018
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(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes
Yes/No