

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

Criminal Misc. No.12277 of 2018 (O&M)

Date of Decision:-May 14, 2018

Musum Ali and another

.....Petitioners

V/S

State of Punjab and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE LISA GILL

Present : Mr. K.S. Kahlon, Advocate
for the petitioners.

Mr. D.S.Sukarchakia, DAG Punjab.

LISA GILL,J.

Prayer in this petition is for grant of anticipatory bail to the petitioners in FIR No. 0009 dated 15.04.2017 under Section 363, 366-A, 120-B IPC, registered at Police Station Narot Jaimal Singh, District Pathankot.

Contentions on behalf of the petitioners noted while issuing notice of motion on 23.03.2018 read as under:

“It is submitted that petitioner No. 2 and respondent no. 4 (alleged victim) i.e. daughter of respondent Nos. 2 and 3 solemnized marriage on 14.04.2017 and both of them are living together in the matrimonial home. Moreover, the complainant has also accepted their marriage. CRM-M-37252-2017 has been filed for quashing of the FIR. The said petition is listed for hearing on 14.05.2018.”

Learned counsel for the petitioners submits that both the

petitioners have joined investigation in terms of order dated 23.03.2018 passed by this Court. They undertake to face the proceedings and not misuse the concession of anticipatory bail, if afforded to them. Therefore, it is prayed that this petition be allowed.

Learned counsel for the State, on instructions from ASI Naresh Kumar, P.S Narot Jaimal Singh, District Pathankot, verifies that the petitioners have joined investigation. It is confirmed that petitioner No. 2 and respondent No. 4 solemnized marriage on 14.04.2017 and both of them are living together in the matrimonial home.

There are no allegations on behalf of the State that the petitioners are likely to abscond or that they are likely to dissuade the witnesses from deposing true facts before the Court, if released on bail.

Keeping in view the facts and circumstances as above but without commenting upon or expressing any opinion on the merits of the case, this petition is allowed. Consequently, order dated 23.03.2018 is made absolute.

It is clarified that none of the observations made hereinabove shall be construed to be a reflection on the merits of the case. The same are solely confined for the purpose of decision of the present petition.

May 14, 2018

Rajeev Purohit

**(Lisa Gill)
Judge**

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No