

CRM-M-14839-2018

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

CRM-M-14839-2018

Date of Decision:03.08.2018

Kulwinder Singh and another

... Petitioners

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Ajay Pal Singh Rehan, Advocate,
for the petitioners.

Mr. Pawan Sharda, Sr. DAG, Punjab.

Mr. G.S.Sirphikhi, Advocate,
for the complainant.

INDERJIT SINGH, J.

Petitioners-Kulwinder Singh and Jaswinder Kaur 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.17 dated 10.03.2018, registered at Police Station Ghuman, Police District Batala, District Gurdaspur, under Sections 420 and 120-B of the Indian Penal Code.

Notice of motion was issued in this case. Learned State counsel has put in appearance on behalf of the respondent-State and complainant has also appeared through his counsel. They contested this petition.

I have heard learned counsel for the parties as well as learned

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The allegations against the present petitioners in nutshell are that Lovedeep Singh, son of the present petitioners married with Amandeep Kaur, daughter of the complainant. As per the allegations, a huge amount was spent on the marriage. However after reaching Canada, Lovedeep Singh used to pressurize the complainant party to fulfil his needs and used to leave the job from time to time after working for few days and used to remain idle at home etc. Now the matrimonial dispute has arisen between Lovedeep Singh and Amandeep Kaur.

In pursuance of the interim order dated 23.04.2018 passed by this Court, the petitioners have already joined the investigation. They are not required for custodial interrogation. Nothing is to be recovered from them. Therefore, no useful purpose will be served by sending them to custody.

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 merit in this petition and the same is allowed. The order dated 23.04.2018, granting interim bail to the petitioners, is made absolute. However, the petitioners shall join the investigation as and when called upon to do so and shall abide by the conditions of Section 438 (2) Cr.P.C.

03.08.2018
parveen kumar

(INDERJIT SINGH)
JUDGE

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