

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

Date of Decision: 19.09.2018

Crl. Misc. M-2469 of 2018 (O&M)

Lakhvir Kaur

...Petitioner

Versus

State of Punjab and others

...Respondents

Crl. Misc. M-2542 of 2018 (O&M)

Lakhvir Kaur

....Petitioner

Versus

State of Punjab and another

....Respondents

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present: Mr. H.S. Dhandi, Advocate
for the petitioners (in both petitions).

Ms. Seena Mand, DAG, Punjab.

Ms. Payal Mehta, Advocate
for the private respondents in both cases.

JAISHREE THAKUR, J. (Oral)

Through this common order, this Court proposes to dispose of both the above petitions.

The petition i.e. CRM-M-2469 of 2018 has been filed for cancellation of bail granted vide order dated 11.08.2015 passed by the ASJ, Patiala to respondent Nos. 2 and 3 in FIR No.68 dated 23.07.2015 under

Sections 406, 498-A, 420, 201 of Indian Penal Code registered at Police Station Women, District Patiala and the petition i.e. CRM-M-2542 of 2018 has been filed for cancellation granted to private respondent No.2 vide order dated 09.09.2015 passed by the ASJ, Patiala in FIR No.68 dated 23.07.2015 under Sections 406, 498-A, 420, 201 of Indian Penal Code registered at Police Station Women, District Patiala.

Learned counsel for the petitioner contends that respondent Nos. 2 and 3 in CRM-M-2469 of 2018 and respondent No.2 in CRM-M-2542 of 2018 respectively were allowed anticipatory bail by the trial Court under the above said FIR and the accused namely Jasbir Singh and Kuldeep Kaur, the in-laws of the petitioner herein and Subeg Singh, the husband of the petitioner herein, found a novel way of threatening and intimidating the witnesses sought to be summoned under the FIR. It is submitted that a civil suit came to be filed against the witnesses under the Specific Relief Act seeking recovery of unliquidated damages on account of defaming and causing great financial loss to the accused- persons i.e. respondents No.2 & 3.

Before this Court could opine upon the matter, learned counsel for the respondents-accused submits that the said civil suit would be withdrawn with the liberty to file it afresh in case they are successful in proving allegations as false in the FIR.

In view of the fair statement that has been given that the accused-respondents herein would not carry on with the civil suit, there is no ground made out to interfere with the bail that has been granted to private respondents in both the above petitions.

Petitions stand dismissed.

In the meantime, let the civil suit be withdrawn within a period of four weeks positively.

September 19, 2018

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(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes
Yes/No