

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

Sr. No.205

CRM-M-26299-2018
Date of decision : 27.09.2018

Seema and others

..... Petitioners

VERSUS

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE SUDHIR MITTAL

Present: Mr. Rishu Mahajan, Advocate, for the petitioners.

Mr. K.S. Sidhu, DAG, Punjab

SUDHIR MITTAL, J. (Oral)

The petitioner seeks anticipatory bail in case FIR No.74 dated 11.05.2018, registered at Police Station Sultanwind, District Amritsar, under Sections 307, 379B, 353, 332, 186, 506, 148 and 149 IPC.

Learned State counsel submits that pursuant to order dated 06.07.2018, the petitioners have join investigation. However, it is his argument that grievous injury has been received by a police official and serious allegations of obstructing a police party in carrying out its duty have been made against the petitioners. Thus, they are not entitled to grant of anticipatory bail.

A perusal of the FIR shows that the grievous injury is not attributable to the petitioners. Petitioner Nos.1 to 3 are children and petitioner No.4 is the wife of the main accused, namely, Jaswinder Singh. The said Jaswinder Singh is already in police custody. In the facts and circumstances of this case, false implication cannot be ruled out.

Since, the petitioners have joined investigation, I deem it appropriate to confirm the interim bail granted to the petitioners vide order dated 06.07.2018.

Accordingly, the petition is allowed and the interim bail granted to the petitioners vide order dated 06.07.2018, is made absolute subject to compliance of conditions enshrined under Section 438(2) of the Code of Criminal Procedure, 1973 by them.

(SUDHIR MITTAL)
JUDGE

27.09.2018.

Ramandeep Singh

Whether speaking / reasoned

Yes / No

Whether Reportable

Yes/ No