

**CRM-M-29218-2018 and
CRM-M-30224-2018**

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

Date of Decision: 17.09.2018

1. CRM-M-29218-2018

Gurjeet Kaur

... Petitioner

Versus

State of Punjab

... Respondent

AND

2. CRM-M-30224-2018

Sukhwinder Singh

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Gagneshwar Walia, Advocate,
for the petitioners in both the petitions.

Mr. Pawan Sharda, Sr. DAG, Punjab.

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

INDERJIT SINGH, J.

This order shall dispose of CRM-M-29218-2018, filed by
petitioner-Gurjeet Kaur and CRM-M-30224-2018, filed by petitioner-
Sukhwinder Singh, under Section 438 of the Code of Criminal Procedure,

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1973 (for brevity, 'Cr.P.C.') for grant of anticipatory bail in case FIR No.104 dated 05.05.2018, registered at Police Station Division No.7, Jalandhar, under Sections 420, 506 and 120-B of the Indian Penal Code.

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

I have heard learned counsel for the parties as well as learned State counsel and gone through the record.

As per the allegations in the FIR, petitioner-Gurjit Kaur is daughter-in-law of complainant and petitioner-Sukhwinder Singh is father of Gurjit Kaur. Perusal of the FIR shows that money has been given to the brothers of Gurjeet Kaur by the complainant, which has not been returned. Sukhwinder Singh is the father of petitioner-Gurjit Kaur and allegation against him is that money was given at their residence.

In pursuance of the interim orders dated 16.07.2018 passed in CRM-M-29218-2018 and dated 20.07.2018 passed in CRM-M-30224-2018 by this Court, the petitioners have already joined the investigation. They are not required for custodial interrogation. They are not the accused, who had received the money. 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 both these petitions and the same are allowed. The orders dated 16.07.2018 passed in

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CRM-M-29218-2018 and dated 20.07.2018 passed in CRM-M-30224-2018, granting interim bail to the petitioners, are 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.

17.09.2018
parveen kumar

**(INDERJIT SINGH)
JUDGE**

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