

**Sr. No.206
IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH**

CRM No. M-48512 of 2017 (O&M)

Date of Decision: 28.03.2018

Chhoto Devi

... Petitioner

Versus

State of Haryana & another

... Respondents

CRM No. M-49125 of 2017 (O&M)

Mohan @ Manmohan Singh and another

... Petitioners

Versus

State of Haryana & another

... Respondents

CORAM:- HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA

Present:- Mr. L.C.Aggarwal, Advocate,
for the petitioner(s).

Mr. Ashish Yadav, Additional A.G., Haryana.

Mr. K.K.Chahal, Advocate,
for respondent No.2.

TEJINDER SINGH DHINDSA, J.(ORAL)

This order shall dispose of CRM No.M-48512 of 2017 (Chhoto Devi Vs. State of Haryana and another) and CRM No.M-49125 of 2017 (Mohan @ Manmohan Singh and another Vs. State of Haryana and another) as both these connected petitions have been preferred under Section 438 Cr.P.C. seeking concession of anticipatory bail to the petitioners herein in criminal complaint titled Surender Vs. Diwan Singh Etc., under Sections 302/149/147/148 IPC dated 11.08.2011 pending in the Court of Ld. JMIC, Bhiwani.

While issuing notice of motion, the following order was

passed by this Court on 19.12.2017 in CRM No.M-48512 of 2017:-

“Heard.

Learned counsel for the petitioner submits that FIR No.170 dated 28.04.2011 was registered on the complaint of Santra wife of complainant Surender pertaining to the incident of putting her on fire on 27.04.2011. Police after detailed investigation submitted cancellation report and complainant Surender filed a criminal complaint in which petitioner has been ordered to be summoned. As the investigation of the case has already been completed, custodial interrogation of petitioner is no more required.

Notice of motion for 20.02.2018.

Petitioner is directed to surrender before the trial Court/Duty Magistrate, within two weeks and on her appearance, she shall be released on interim bail, till the next date, on her furnishing bail bond and surety bond to the satisfaction of concerned trial Court/Duty Magistrate.”

Likewise notice of motion order dated 21.12.2017 passed in CRM No.M-49125 of 2017 was in the following terms:

“Heard.

Learned counsel for the petitioners submits that in this case FIR No.170 dated 28.04.2011 was registered for the offence punishable under Section 307 read with Section 34 of Indian Penal Code, however, after thorough investigation, cancellation report was filed. On the same set of facts, complainant filed the instant complaint in which the petitioners have been ordered to be summoned vide order dated 22.08.2017. Custodial interrogation of the petitioner is not required and they are ready to surrender before the trial Court and face the trial.

Notice of motion for 20.02.2018.

List with CRM-M-48512-2017.

Petitioners are directed to surrender before the trial Court/Duty Magistrate, within two weeks and on their appearance, they shall be released on interim bail, till the next date, on their furnishing bail bonds and surety bonds to the satisfaction of concerned trial Court/Duty Magistrate.”

Learned counsel representing the petitioners in these two connected petitions has furnished copy of order dated 28.12.2017 passed by the Duty Magistrate, Bhiwani and which would reveal that the petitioners duly put in appearance before the Court below and were admitted to bail on their furnishing requisite bail bonds/sureties.

The petitioners in these two connected petitions having joined trial proceedings, prayer made in both the petitions is accepted.

Order dated 19.12.2017 passed in CRM No.M-48512 of 2017 and order dated 21.12.2017 passed in CRM No.M-49125 of 2017 are made absolute.

Disposed of.

28.03.2018

vandana

**(TEJINDER SINGH DHINDSA)
JUDGE**

Whether speaking/reasoned
Whether Reportable

Yes
No