

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

205

Date of Decision : 27.3.2019

CRM-M-1252-2019 (O&M)

Gurmail Kaur and others

...Petitioners

vs.

State of Punjab

...Respondent

CRM-M-52616-2018 (O&M)

Parminder Singh and another

....Petitioners

vs.

State of Punjab and others

....Respondents

CORAM : HON'BLE MR. JUSTICE AJAY TEWARI

Present: Mr. Bipan Ghai, Senior Advocate with
Mr. Paras Talwar, Advocate
for the petitioners in CRM-M-52616-2018.

Mr. J.S.Bhandohal, Advocate
for the petitioners in CRM-M-1252-2019.

Ms. Amarjit Kaur Khurana, DAG, Punjab.

AJAY TEWARI, J. (Oral)

This common order shall dispose of above said two petitions as
the facts involved therein are same

Petition bearing CRM-M-1252-2019 has been filed under
Section 438 Cr.P.C for grant of anticipatory bail to the petitioners in case
FIR No. 136 dated 30.11.2018 registered under Sections

420/406/465/467/468/471 IPC at PS City-1, Mansa, District Mansa.

Petition bearing CRM-M-52616-2018 has been filed for issuance of directions to respondents No. 2 to 7 to not to harass them without being there any complaint against them from Central Government.

On 6.12.2018 the following order was passed in CRM-M-52616-2018 :-

“Learned State counsel on instructions from, ASI Sukhjinder Singh, contended that after passing of order dated 29.11.2018, case bearing FIR No.136 dated 30.11.2018 under Sections 420, 406, 465, 467, 468 and 471 IPC has been registered against the petitioners.

Learned counsel for the petitioners contended that the petitioners are ready to join the investigation.

List on 23.01.2019.

Meanwhile, the petitioners shall join the investigation and would come present as and when called for and in the event of arrest, the petitioners shall be admitted to interim bail on their furnishing personal and surety bonds to the satisfaction of Arresting/ Investigating Officer. The petitioners shall also abide by the conditions as specified under Section 438(2) Cr.P.C. It is clarified that in case, the petitioners would not join the investigation, the instant petition shall be dismissed for all intents and purposes.”

On 15.1.2019 the following order was passed in CRM-M-1252-2019 :-

“Notice of motion.

On the asking of the Court, Mr. Ramandeep Sandhu, Sr. Deputy Advocate General, Punjab accepts notice on behalf of the respondent.

Counsel for the petitioners undertakes to supply a copy

of the petition to the learned Sr. D.A.G. during the course of the day.

To come up alongwith CRM-M-52616-2018 on 23.01.2019. In the meantime, interim order in the same terms as CRM-M-52616-2018.”

Today learned DAG on instructions from SI Mela Singh states that prosecution is going to file cancellation report in the present FIR and the same is ready.

In view of this statement made by the learned DAG, the interim orders dated 15.1.2019 passed in CRM-M-1252-2019 and 6.12.2018 passed in CRM-M-52616-2018 are made absolute.

Both the petitions stand allowed.

Since the main cases have been decided, the pending criminal miscellaneous application, if any, also stands disposed of.

27.3.2019
anuradha

(AJAY TEWARI)
JUDGE

Whether speaking/reasoned - Yes/No

Whether reportable - Yes/No