

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

**CRM M-5517 of 2019
Date of Decision: May 28, 2019**

Vineet Kumar and anotherPetitioners

Versus

State of Haryana Respondent

CORAM : HON'BLE MR. JUSTICE FATEH DEEP SINGH

Present : Mr. A.K. Bhardwaj, Advocate
for the petitioners.

Mr. Amrik Narwal, DAG, Haryana.

FATEH DEEP SINGH, J. (Oral)

The precise allegations against the petitioners Vineet Kumar and Kaushal Sirohi in this case bearing FIR No. 387 dated 31.07.2013 under Sections 498-A, 406, 323 and 506 IPC pertaining to Police Station Palam Vihar Gurugram are that the present case was got registered by complainant Jyoti @ Pooja wife of Vineet Kumar petitioner No.1 and consequent upon arrest of the petitioners, they were released on regular bail by the Court of learned Additional Chief Judicial Magistrate vide order dated 30.10.2013 and that subsequently during the course of investigation, the offence under Section 313 IPC

was deleted and upon presentation of challan, application under Section 216 Cr.P.C. was moved and which was declined but subsequently in the revision by the complainant side offence under Section 313 IPC has been added and the accused stands summoned.

Heard.

In the light of this admitted stand that the petitioners were admittedly in custody and were allowed regular bail and subsequently offence under Section 313 IPC has been added, it would be travesty of justice to send the petitioners the behind the bars, at this stage.

In the light of what has been detailed and discussed above, together with the fact that culpability, if any, of the petitioners shall be determined at the trial which is not likely to be concluded in the near future. Therefore, in the event of arrest, the petitioner be released on *interim* bail to the satisfaction of Arresting/Investigating Officer. The petitioners shall, however, join the investigation as and when called for to do so and they shall abide by the conditions as envisaged under Section 438(2) Cr.P.C. Thereafter, will be released on regular bail upon presentation of challan.

Disposed off.

May 28, 2019
amit rana

(FATEH DEEP SINGH)
JUDGE

Whether reasoned/speaking : Yes/No

Whether reportable : Yes/No