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

**C.R.M No.7202 of 2019 in/and
C.R.M-M No.8091 of 2019
Date of Decision : 01.03.2019**

Aasab and another

..... Petitioners

Versus

State of Haryana

..... Respondent

CORAM : HON'BLE MR.JUSTICE AJAY TEWARI

Present : Ms. Shalini Atri, Advocate
for the petitioners.

Mr. Himmat Singh, D.A.G., Haryana.

AJAY TEWARI, J. (Oral)

C.R.M No.7202 of 2019

For the reasons recorded, the application is allowed.

Document Annexure P-4 is taken on record.

C.R.M-M No.8091 of 2019

Prayer in the present petition filed under Section 438 of the Cr.P.C. is for grant of anticipatory bail to the petitioners in case FIR No.355 dated 04.10.2018 registered under Sections 323, 347, 386, 420, 506 IPC and Section 364-A IPC (added later on) at Police Station Ferozepur Jhirka, District Nuh.

As per the allegations, the petitioners alongwith some other

persons first enticed the complainant into their house; they gave him slap/fist blows; they forcibly put some intoxicant substance in his mouth; they forcibly made him naked and did immoral act; they forcibly snatched an amount of Rs.20,000/- from him and asked him to give ransom amount of Rs.5 lakhs for his release but ultimately released him without taking any money.

Counsel for the petitioners has argued that neither any medical was conducted of the complainant to corroborate that any injury was caused her and ultimately no money was also paid. The co-accused have been arrested and released on bail and that the antecedents of the petitioners are clean.

Learned Deputy Advocate General on instructions from ASI Sita Ram has accepted the fact that the antecedents of the petitioners are clean.

In view of the facts and circumstances of the case, without going into the merits of the case, I do not deem it appropriate to deny the concession of anticipatory bail to the petitioners. Resultantly, the petition is allowed. In the event of arrest of the petitioners, they shall be released on bail by the Investigating Officer subject to the conditions envisaged under Section 438(2) Cr.P.C.

The petitioners are directed to appear before the investigating officer on 08.03.2019 and on any other date as and when their presence is required. In case the petitioners do not appear before the investigating officer in the aforesaid manner the present petition would be deemed to have been dismissed.

Since the main case has been decided, the pending Criminal Misc. Application, if any, also stands disposed of.

March 01, 2019
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(AJAY TEWARI)
JUDGE

Whether speaking/reasoned	-	Yes/No
Whether reportable	-	Yes/No