

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

**CRM-M No.8871 of 2019 (O&M)
Date of Decision : 20.05.2019**

Surjit Singh & ors.

..... Petitioners

Versus

State of Punjab

..... Respondent

CORAM : HON'BLE MR. JUSTICE AJAY TEWARI

Present: Mr. Vipin Mahajan, Advocate
for the petitioners.

Ms.Amarjit Kaur Khurana, DAG, Punjab.

Mr. D.S.Pheruman, Advocate
for the complainant.

AJAY TEWARI, J. (Oral)

This is a petition for grant of pre-arrest bail to the petitioners under Section 438 Cr.P.C. in case FIR No.03 dated 09.02.2019 registered under Section 306 IPC at Police Station Ghuman Kalan, District Gurdaspur, Punjab.

On 27.02.2019 the following order was passed:-

“Learned counsel for the petitioners submits that Ranjot Kaur had married Bhupinder Singh after running away from the house and had sought protection from this Court. Thereafter, petitioners No.1 and 2 had disinherited her and thus, it cannot be believed that the petitioners were interfering in the matrimonial affairs of Ranjot Kaur. No recovery has to be effected from the petitioners and, thus, their custodial interrogation is not necessary.

Notice of motion for 20.5.2019.

In the meantime, the petitioners are directed to join investigation with the Investigating Officer on 7.3.2019 at 10:00 A.M. and cooperate therewith. In the event of their arrest, they shall be released on interim bail to the satisfaction of the Investigating Officer/SHO concerned subject to their compliance of the conditions enshrined under Section 438(2) Cr.P.C.

Mr. APS Rehan, Advocate puts in appearance on behalf of the complainant and submits that a suicide note had been recovered from the pocket of the deceased in which he had specifically named the petitioners. He seeks time to file an appropriate reply on or before the next date of hearing.”

Learned State counsel on instructions from ASI Palwinder Singh accepts the fact that the petitioners have joined the investigation and are no more required for custodial interrogation.

In these circumstances, I do not deem it appropriate to deny anticipatory bail to the petitioners.

Resultantly, the petition is allowed. The interim order dated 27.02.2019 is made absolute subject to the conditions envisaged under Section 438(2) Cr.P.C.

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

20.05.2019

pooja sharma-I

**(AJAY TEWARI)
JUDGE**

Whether speaking/reasoned
Whether Reportable :

Yes/No
Yes/No