

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

CRM-M-12061 of 2019
Date of Decision:10.04.2019

Dialo Bai @ Gurdial Kaur and anotherPetitioners
Versus

State of PunjabRespondent

CORAM:HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present: None for the petitioners.

Mr. Sandeep Kumar, DAG, Punjab.

MAHABIR SINGH SINDHU, J.(Oral)

Present petition has been filed under Section 438 of the Code of Criminal Procedure for grant of anticipatory bail to the petitioners in FIR No. 0047 dated 18.07.2018, under Sections 302, 427 and 323 of the Indian Penal Code, registered at Police Station Vairoke, District Fazilka.

In compliance of the order dated 25.03.2019, learned State counsel has filed affidavit of Deepak Hilori, IPS, Senior Superintendent of Police, Fazilka, District Fazilka in the Court today. The same is taken on record.

On 25.03.2019, the following order was passed by this Court:

“Contentends that initially both the petitioners were found innocent, but they have been summoned under Section 319 Cr.P.C.

Learned State Counsel seeks time to file an affidavit of SSP, Fazilka.

Let needful be done within two weeks from today.

Adjourned to 10.04.2019.

In the meanwhile, petitioners are directed to join the proceedings before learned trial Court and in case they move an application for bail, they be released on interim

bail till the next date of hearing subject to satisfaction of learned trial Court/Duty Magistrate concerned.”

It is contended by learned counsel for the petitioners that in terms of the order dated 25.03.2019, the petitioners have joined the proceedings before learned trial Court.

On instructions from SI Devinder Kumar, the above factual position is duly acknowledged by learned State counsel.

In view of the above, the order dated 25.03.2019 is made absolute subject to the provisions of Section 438(2) Cr. P.C.

Petition stands disposed off.

However, it is clarified that the petitioner shall fully co-operate with proceedings before learned trial Court and not to seek any unnecessary adjournments.

[MAHABIR SINGH SINDHU]
JUDGE

April 10, 2019
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Whether speaking/reasoned
Whether reportable?

yes/no
yes/no