

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

204

CRM-M-14674-2019

Date of Decision: 07.11.2019

Sunita Rani Tanwar and another

....Petitioners

Versus

State of Haryana

....Respondent

CORAM: HON'BLE MR. JUSTICE ARUN KUMAR TYAGI

Present: Mr. Sanjiv Gupta, Advocate for the petitioners.

Mr. Ramesh Kumar Ambavta, A.A.G., Haryana.

Mr. Amandeep Singh, Advocate for
Mr. S.K. Aggarwal, Advocate for the complainant.

Arun Kumar Tyagi, J.(Oral)

Prayer in the present petition is for grant of anticipatory bail to the petitioners in case FIR No.401 dated 04.11.2017 registered under Sections 120-B, 406, 420 and 506 of the Indian Penal Code, 1860 registered at Police Station Bhupani, District Faridbad.

While issuing notice of motion, the petitioners were granted interim bail by the Coordinate Bench of this Court vide order dated 01.04.2019 with direction to join the investigation.

Learned State Counsel has appeared on behalf of the respondent-State and opposed the bail application.

I have heard learned Counsel for the petitioners, learned State Counsel as well as learned Counsel for the complainant and have gone through the record.

Learned Counsel for the petitioners has submitted that the petitioners joined the investigation and their custodial interrogation is not required.

Learned State Counsel, on instructions from SI Dharamvir, has acknowledged that in compliance with order dated 01.04.2019 passed by this Court, the petitioners joined investigation and submitted that their custodial interrogation is not required for effecting any further recovery.

Learned Counsel for the complainant has admitted that the petitioners have made part payment in accordance with the order passed by this Court.

In view of the facts and circumstances of the case, particularly the fact that custodial interrogation of the petitioners are not required in the case but without expressing any opinion on the merits of the case, I am of the considered view that the petitioners deserve the concession of anticipatory bail. Therefore, the petition is allowed and order dated 01.04.2019 granting interim bail to the petitioners is made absolute. However, the petitioners shall join the investigation again if and as and when called upon to do so and shall abide by the conditions enumerated in Section 438 (2) of the Cr.P.C.

(ARUN KUMAR TYAGI)
JUDGE

07.11.2019

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Whether speaking/ reasoned : Yes/ No

Whether Reportable : Yes/ No