

IN THE HIGH COURT OF PUNJAB AND HARYANA

AT CHANDIGARH

Criminal Misc. No.M-45876 of 2018

Date of Decision: 29.01.2019

Harpreet Singh & another

...Petitioner(s)

Versus

State of Punjab & another

...Respondent(s)

CORAM:- HON'BLE MR. JUSTICE HARI PAL VERMA

Present:- Mr. J.S. Khattar, Advocate
for the petitioners.

Mr. Rana Harjasdeep Singh, DAG, Punjab.

HARI PAL VERMA, J. (Oral)

Prayer in the present petition filed under Section 438 of the Code of Criminal Procedure, 1973 is for grant of anticipatory bail to the petitioners in case FIR No.200 dated 28.09.2018 under Sections 363/366-A/34 IPC registered at Police Station Jandiala, District Amritsar Rural.

Mr. J.S. Khattar, Advocate has put in appearance on behalf of the petitioners and filed his *vakalatnama* in Court which is taken on record.

Petitioner no.1 and Komalpreet Kaur are present in Court. They have been identified by the counsel for the petitioner.

Counsel for the petitioners states that Komalpreet Kaur has attained the age of 18 years, as her date of birth is 29.09.2000. He submits that petitioner no.1- Harpreet Singh and Komalpreet Kaur had solemnised

their marriage on 30.09.2018 and pursuant thereto, they had approached this Court by filing CRM-M-43550-2018 *Komalpreet Kaur & anr. Vs. State of Punjab and others* seeking protection of their life and liberties and issuance of direction to respondents no.1 to 3 therein, not to interfere in their peaceful married life, which was duly granted to them vide order dated 03.10.2018.

Vide order dated 16.10.2018, this Court while impleading the complainant as respondent no.3, issued notice to him and in the meanwhile, interim bail was granted to the petitioners.

Learned counsel for the petitioners states that pursuant to order dated 16.10.2018 of this Court, the petitioners have joined investigation and their custodial interrogation is no more required.

Learned State counsel, on instructions from ASI Major Singh, does not dispute the fact that the petitioner has joined the investigation and his custody is no more required.

I have heard learned counsel for the parties.

Considering the fact that the petitioners have joined investigation and his custody is no more required, the present petition is allowed and the interim order dated 16.10.2018 is made absolute.

However, the petitioners shall join the investigation as and when directed by the investigating agency and shall abide by the terms and conditions laid down under Section 438(2) Cr.P.C.

January 29, 2019
AK

(HARI PAL VERMA)
JUDGE

Whether speaking / reasoned?

Yes / No

Whether reportable?

Yes / No