

**CRM-M-23268-2019 and
CRM-M-26150-2019**

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

Date of Decision: 17.07.2019

1. CRM-M-23268-2019

Shamshad Begum

... Petitioner

Versus

State of Punjab

... Respondent

2. CRM-M-26150-2019

Liaqat Ali Khan

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Gurbachan Singh Bhatia, Advocate,
for the petitioners in both the petitions.

Mr. Prabhjot Singh Walia, AAG, Punjab.

INDERJIT SINGH, J. (Oral)

This order shall dispose of CRM-M-23268-2019, filed by petitioner-Shamshad Begum and CRM-M-26150-2019, filed by petitioner-Liaqat Ali Khan, under Section 438 of the Code of Criminal Procedure, 1973 (for brevity, 'Cr.P.C.') for grant of anticipatory bail in a case FIR No.50 dated 18.04.2019, registered at Police Station City-I, Malerkotla, under Sections 419 and 420 of the Indian Penal Code.

Notice of motion was issued in both these petitions. Learned

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contested both these petitions.

I have heard learned counsel for the petitioners as well as learned State counsel and gone through the record.

As per the prosecution version, a *hibbanama* has been prepared regarding the property of Naseem, who had already died and was the real daughter of petitioner-Shamshad Begum and sister of petitioner-Liaqat Ali Khan.

In pursuance of the interim orders dated 21.05.2019 passed in CRM-M-23268-2019 and dated 03.06.2019 passed in CRM-M-26150-2019 by this Court, the petitioners have already joined the investigation. They are not required for custodial interrogation. The case is based on documentary evidence. Therefore, no useful purpose will be served by sending the petitioners to custody.

Keeping in view the facts and circumstances of the present case; without discussing the facts of the case in minute details and without expressing any opinion on the merits of the case, I find merit in both these petitions and the same are allowed. The orders dated 21.05.2019 passed in CRM-M-23268-2019 and dated 03.06.2019 passed in CRM-M-26150-2019, granting interim bail to the petitioners, are made absolute. However, the petitioners shall join the investigation as and when called upon to do so and shall abide by the conditions of Section 438 (2) Cr.P.C.

17.07.2019
parveen kumar

(INDERJIT SINGH)
JUDGE

Note: Whether speaking/reasoned : Yes
Whether reportable : No