

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

CRM-M-51296-2018 (O&M)

Date of decision: 3.4.2019

Saroj Kumari and another

... Petitioner(s)

VERSUS

State of Punjab and another

...Respondent(s)

CORAM: HON'BLE MR. JUSTICE RAJ SHEKHAR ATTRI

Present: Mr. A.P. Batra, Advocate.
for the petitioners.

Mr. Ramdeep Partap Singh, DAG, Punjab.

None for respondent No.2.

RAJ SHEKHAR ATTRI, J. (Oral)

The present petition has been filed under Section 438 Code of Criminal Procedure for grant of anticipatory bail to the petitioners in case FIR No.147 dated 18.9.2018 registered for the offences punishable under Sections 366, 342, 376, 377, 506 of Indian Penal Code and Section 6 of Protection of Children from sexual offences Act, at Police Station Nangal, District Rupnagar.

Heard.

Counsel for the petitioners has handed over a draft dated 25.2.2019 for ₹ 10,000/- favouring Balvir Singh to the father of the victim, who is present in Court and he has accepted the same. Its photocopy has been retained on the record.

Learned State counsel on instructions from ASI Daljit Singh states that all the material witnesses have turned hostile and the petitioners

have joined the investigation. Even the father of the prosecutrix has raised no objection if the petitioners are enlarged on bail.

Without expressing any opinion on the merits of the case, this petition is allowed and the order dated 22.11.2018 is made absolute till the presentation of challan, subject to the following terms:-

- (i) that the petitioners shall make themselves available for interrogation as and when required by the police;
- (ii) that the petitioners shall not, directly or indirectly, make any inducement, threat or promise to any person acquainted with the facts of the accusation against them so as to dissuade them from disclosing such facts to the Court or to any police officer;
- (iii) that the petitioners shall not leave India without the prior permission of the trial Court.
- (iv) that the petitioners will seek regular bail on the presentation of challan in Court.

April 3, 2019
Paritosh Kumar

(RAJ SHEKHAR ATTRI)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No