

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

**CRM-M No.54584 of 2018 (O&M)
Date of Decision: 31.01.2019**

Kaajal Jolly and others

..... Petitioners

Versus

State of Haryana

..... Respondents

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present:- Mr. K.B.Raheja, Advocate for the petitioners.

Mr. Yashwinder Singh, Deputy Advocate General, Haryana
for the respondent/State.

MAHABIR SINGH SINDHU, J. (Oral)

Present petition under Section 438 Cr.P.C. has been filed for grant of anticipatory bail to the petitioners in case FIR No.758 dated 23.10.2018, under Sections 323, 506 and 34 of the Indian Penal Code, 1860, registered at Police Station Sarai Khawaja, District Faridabad.

This Court, while issuing notice of motion on 07.12.2018, passed the following order:-

“ Learned Counsel for the petitioners contends that civil suit is already pending between the parties and moreover, this is a version and cross-version as the petitioners also lodged an FIR No.800 dated 16.11.2018, under Sections 323 and 506 of the Indian Penal Code against the complainant-Seema Sharma at Police Station Sarai Khawaja, District Faridabad.

Notice of motion for 31.01.2019.

In the meanwhile, the petitioners are directed to join the investigation before the Investigating Officer. In the event of their arrest, the Arresting Officer would admit them to interim bail till the

next date of hearing on their furnishing adequate bail and surety bonds to his satisfaction. The petitioners are also directed to abide by all the conditions as envisaged under Section 438(2) Cr.P.C. ”

Today, learned Counsel for the petitioners submits that the petitioners have joined the investigation in terms of the aforesaid order and their custodial interrogation is no longer required.

The aforesaid factual position is duly acknowledged by learned State Counsel, on instructions from A.S.I. Om Parkash.

In view of above, interim order dated 07.12.2018 is made absolute subject to the conditions as envisaged under Section 438(2) Cr.P.C. and the present petition stands disposed off.

It is made clear that the petitioners shall fully co-operate with the Investigating Officer as and when called for further investigation.

The observations may not be considered as an expression of opinion on the merits of the case.

January 31, 2019

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(MAHABIR SINGH SINDHU)
JUDGE

Whether speaking/reasoned	Yes
Whether Reportable	No