

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

236(4th case)

Criminal Misc. No.M-26796 of 2019

Date of decision : 15.07.2019

Jaswinder Kaur and another

... Petitioners

Versus

State of Punjab

.. Respondent

CORAM :HON'BLE MR.JUSTICE ANUPINDER SINGH GREWAL

Present:- Mr. Gautam Thapar, Advocate for
Mr. Ravi Malhotra, Advocate for the petitioners.

Mr. Dhruv Dayal, DAG, Punjab.

Mr. Sandeep K. Sharma, Advocate for the complainant.

Anupinder Singh Grewal, J. (Oral)

The petitioners are seeking anticipatory bail in FIR No.4 dated 19.01.2019 under Sections 447, 511, 427, 379, 120-B of the Indian Penal Code registered at Police Station Kaathgarh, District SBS Nagar.

Learned counsel for the petitioners contends that the dispute between the petitioners and the complainant is with regard to demarcation of land. The allegations against the petitioners are that they along with other co-accused had cut the eucalyptus trees and taken away engine and fan belonging to the complainant. The petitioners had earlier filed CWP No.11975 of 2018 for issuance of direction to the District Collector to demarcate the land which is pending adjudication on 18.07.2019. He also contends that similarly situated co-accused, namely, Gurmukh Singh has already been granted *ad interim* bail by this Court in CRM-M No.6703 of 2019.

A Co-ordinate Bench of this Court, by order dated 14.06.2019, had directed the petitioners to appear before the Investigating/Arresting Officer and join the investigation and in the event of their arrest, they were to be released on ad-interim bail to the satisfaction of the Investigating/Arresting Officer, subject to the conditions envisaged under Section 438(2) Cr.P.C.

Learned State counsel, upon instructions from ASI Husan Lal, states that the petitioners have joined investigation but recovery of engine and fan is yet to be effected.

In view of the submissions of learned counsel for the petitioners and keeping in view the fact that the petitioners have joined investigation, the order dated 14.06.2019 granting interim bail to the petitioners is made absolute.

However, the petitioners shall abide by the conditions stipulated under Section 438(2) Cr.P.C. They shall also join investigation as and when called upon to do so.

The petition stands disposed of.

(ANUPINDER SINGH GREWAL)
JUDGE

July 15, 2019

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Whether speaking/reasoned	:	Yes
Whether Reportable	:	Yes/No

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