

CRM-M-26453-2019
Date of decision-19.09.2019

Vs.

CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ

Mr. Hittan Nehra, Addl.AG, Punjab assisted by
SI Vijay Kumar.

This petition has been filed by the petitioners under Section 438 Criminal Procedure for grant of anticipatory bail in case FIR No.79 of 2019 under Section 302 of Indian Penal Code, 1860 (Section added later on) registered at Police Station Khanna City-2, Ludhiana. The petitioners apprehend their arrest at the hands of

Learned counsel for the petitioners has invited the attention of the Court to the order dated 13.06.2019 whereby while issuing notice of motion to the respondent-State, the interim protection was extended to the petitioners. The said order reads as under:-

“It has been contended that petitioners are the unmarried sisters-in-law of the deceased. Their names is not mentioned in the FIR.

Notice of motion for 10.07.2019.

In the meantime, petitioners are directed to surrender

before the Arresting/Investigating Officer and join the investigation. On doing so, they shall be released on interim bail as they are unmarried girls, subject to their furnishing bonds to the satisfaction of Arresting/Investigating Officer. However, they shall abide by the terms and conditions as envisaged under Section 438(2) Cr.P.C. failing which they shall lose the benefit of interim bail allowed to them.”

Learned counsel for the petitioners further contends that in deference to the said order, the petitioners submitted themselves before the Police and joined the investigation. According to him, the petitioners cooperated with the Police Authorities during the investigation and furnished requisite bonds to the satisfaction of the Investigating Officer/Arresting Officer.

Learned State counsel who is assisted by SI Vijay Kumar does not dispute this fact that the petitioners have joined the investigation. Learned counsel on instructions from SI Vijay Kumar further states that the petitioners are not required for custodial interrogation for the time being.

Considering above, the petition is allowed and the interim bail granted by this Court vide order dated 13.06.2019 is made absolute.

(MANOJ BAJAJ)
JUDGE

19.09.2019

vanita

Whether speaking/reasoned :
Whether Reportable :

Yes	No
Yes	No