

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

**CRM-M No. 27239 of 2019
Date of Decision: 17.10.2019**

Harwinder Kaur and another Petitioners

Versus

State of Punjab Respondent

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present:- Mr. J.P.S. Sidhu, Advocate for the petitioners.

Mr. Sidakmeet Sandhu, AAG, Punjab

MAHABIR SINGH SINDHU, J. (Oral)

Present petition has been filed under Section 438 of the Code of Criminal Procedure (for short 'Cr.P.C') for grant of pre arrest bail to the petitioners in case FIR No. 84 dated 02.06.2019, under Section 306 of the Indian Penal Code, registered at Police Station Boha, District Mansa.

On 08.07.2019 this court passed the following order:-

“Learned State counsel, on instructions from police official present in Court to assist him, has apprised the Court that in terms of interim orders dated 06.06.2019 and 12.06.2019 (P-4 Colly) passed by learned Additional Sessions Judge, Mansa, both the petitioners did join investigation.

Learned counsel for the petitioners states that they are ready to join further investigation, if required, in the present case.

Adjourned to 17.10.2019.

In the meanwhile, petitioners are directed to join 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) of Code of Criminal Procedure, 1973.”

Learned State counsel, on instructions from ASI Gamdoor Singh, has stated that in terms of order dated 08.07.2019, petitioners have joined investigation and their custodial interrogation is not required.

In view of the above, order dated 08.07.2019 granting interim bail to the petitioners, is made absolute, subject to the provisions of Section 438(2) Cr. P.C.

Petition stands disposed off, accordingly.

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

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

(MAHABIR SINGH SINDHU)
JUDGE

October 17, 2019

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Whether speaking/ reasoned: Yes
Whether Reportable: No