

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

CRM-M-47443-2019 (O&M)

Date of decision : 02.12.2019

Bhajan Kaur and another

...Petitioners

Versus

State of Punjab

...Respondent

**CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL**

Present: Ms. Rakhi Sharma, Advocate for the petitioners.

Mr. Surinder Pal Singh Tinna, Additional A.G. Punjab.  
alongwith ASI Tarlok Singh.

Mr. K.S. Sidhu, Advocate for the complainant.

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**ANIL KSHETARPAL, J. (ORAL)**

On 07.11.2019, following order was passed by this Court:-

*“Petitioner prays for grant of pre-arrest bail in FIR No.0075, dated 19.03.2019, registered under Sections 420/120-B IPC, at Police Station Jandiala Guru, District Amritsar Rural.*

*Learned counsel for the petitioners contends that father of the first informant is a commission agent and petitioners and their family members used to sell their crop through them. She further submits that as per the allegations, at the most, a civil dispute arises between the parties which is sought to be given colour of a criminal case. As per the allegations in the FIR, due to non-performance of their part under the agreement to sell, FIR*

*in question has been registered.*

*Notice of motion for 02.12.2019.*

*On asking of the Court, Mr. Hittan Nehra, Addl. A.G., Punjab, accepts notice on behalf of the State. A copy of the petition be handed over to Mr. Hittan Nehra, Addl. A.G., Punjab, during the course of the day.*

*In the meantime, in the event of arrest, the petitioners shall be released on interim bail subject to furnishing personal bonds and surety to the satisfaction of Arresting/Investigating Officer. However, the petitioners shall join the investigation as and when called upon to do so and shall abide by the conditions as provided under Section 438(2) Cr.P.C.”*

Learned counsel for the State, on instructions from ASI Tarlok Singh, has submitted that the petitioners have joined investigation, cooperated and not required for further custodial interrogation.

In view thereof, order dated 07.11.2019 passed by this Court is made absolute.

Accordingly, the present petition is allowed.

**02.12.2019**

*Pawan*

**(ANIL KSHETARPAL)  
JUDGE**

**Whether speaking/reasoned:-                      Yes/No**

**Whether reportable:-                                  Yes/No**