

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

**CRM-M No.64736 of 2018 (O&M)
Date of Decision: 12.02.2019**

Gursharan Kaur and another

..... Petitioners

Versus

State of Punjab and another

..... Respondents

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present:- None for the petitioners.

ASI Jagtar Singh, Police Station City Khanna, Distt. Ludhiana
for respondent No.1/State.

Respondent No.2 is reported to have died.

MAHABIR SINGH SINDHU, J. (Oral)

Present petition has been filed under Section 438 Cr.P.C. for grant of anticipatory bail to the petitioners in a Complaint Case No.22/14 dated 02.06.2014, titled as '**Nachhatar Singh Versus Gursharan Kaur and others**', under Sections 448, 380, 511, 457, 34 of the Indian Penal Code, pending in the Court of learned Sub Divisional Judicial Magistrate, Khanna.

This Court, on the previous date of hearing i.e. 08.01.2019, passed the following order:-

“ Since service of respondent no.2 is still awaited and this is a complaint case, let fresh notice to respondent no.2 be issued for 12.02.2019.

Contentends that initially petitioners were granted the concession of interim bail by the learned Additional Sessions

Judge, Ludhiana vide order dated 22.10.2018 and they were directed to furnish the bail bonds within a period of one week failing which it was made clear that application would stand dismissed, automatically. Since the petitioners could not comply with the said order due to illness and even subsequently on that count, their bail application stood rejected by learned Additional Sessions Judge, Ludhiana vide order dated 06.12.2018.

In the meanwhile, petitioners are at liberty to furnish the surety bonds in terms of the order dated 22.10.2018 passed by learned Additional Sessions Judge, Ludhiana and they be released on interim bail till the next date of hearing. ”

Today, ASI Jagtar Singh, Police Station City Khanna, District Ludhiana submits that in pursuance of order dated 08.01.2019, petitioners have joined the proceedings before learned trial Court.

In view of above, interim order dated 08.01.2019 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 learned trial Court and would not repeat such lapse(s) in future. Also directed that petitioners shall not seek unnecessary adjournments.

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

February 12, 2019
Gagan

(MAHABIR SINGH SINDHU)
JUDGE

<i>Whether speaking/reasoned</i>	<i>Yes</i>
<i>Whether Reportable</i>	<i>No</i>