

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

CRM-M No. 57165 of 2018

Date of Decision:-25.03.2019

Balister Chaudhary and others

...Petitioners

Versus

State of Punjab

...Respondent

CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ

Present:- Mr. Rakesh Gupta, Advocate
for the petitioners.

Mr. Harsimar Singh Sitta, AAG, Punjab.

MANOJ BAJAJ J.(Oral)

By filing the present petition under Section 438 of the Code of Criminal Procedure, the petitioners have sought anticipatory bail in FIR No. 301 dated 09.10.2018, under Sections 452, 294, 506, 427, 148 and 149 IPC, registered at Police Station Sadar Jagraon, District Ludhiana.

On 18.12.2018, this Court had passed the following order :-

“Learned counsel for the petitioners contends that daughter of petitioner No.1, namely, Aarti Kumari was desirous to marry Sukhpreet Singh son of the complainant and is staying with their family. It is urged that the present FIR has been filed on apprehension that the petitioners may take action against Sukhpreet Singh and his parents by involving them in criminal case.

Notice of motion for 06.02.2019.

Meanwhile, the petitioners shall join the

investigation and would come present as and when called for and in the event of arrest, the petitioners shall be admitted to interim bail on their furnishing personal and surety bonds to the satisfaction of Arresting/Investigating Officer. The petitioners shall also abide by the conditions as specified under Section 438(2) Cr.P.C.”

Learned counsel for the petitioners contends that in pursuance of the order dated 18.12.2018, the petitioners have joined the investigation.

Learned State counsel on instructions of HC Jarnail Singh submits that petitioner No.4-Sebu Khan @ Mohd Soeab has still not joined the investigation despite the opportunities granted by this Court on two occasions. However, it is not disputed that rest of the petitioners have joined the investigation and they are not required for custodial interrogation.

In view of the above, without expressing any opinion on the merits of the case, the interim bail granted by this Court vide order dated 18.12.2018, is made absolute only in respect of petitioners No.1 to 3 and 5. The petition qua petitioner No.4 Sebu Khan @ Mohd. Soeab is hereby dismissed.

The petition stands disposed off.

March 25, 2019
Vijay Asija

(MANOJ BAJAJ)
JUDGE

Whether speaking/reasoned
Whether Reportable

Yes / No
Yes / No