

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

Date of Decision: February 25, 2020

1. CRM-M-5003-2020

Daljit Kaur

...Petitioner

Versus

State of Punjab

...Respondent

2. CRM-M-5007-2020

Jagdeep Kaur

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. Satnam Singh Thakur, Advocate,
for the petitioners in both the cases.

Mr. Prabhjot Singh Walia, AAG, Punjab.

MANOJ BAJAJ, J.

This order of mine shall dispose of CRM-M-5003-2020 filed by petitioner Daljit Kaur and CRM-M-5007-2020 of Jagdeep Kaur under Section 438 Code of Criminal Procedure for grant of anticipatory bail in case FIR No.45 dated 23.03.2019, under Sections 448, 380 and 427 IPC, 1860, registered at Police Station, Dugri, District Ludhiana. The petitioners apprehended their arrest at the hands of police in the above FIR.

Notice of motion in these cases was issued on 04.02.2020.

Learned counsel for the petitioner(s) contends that the

petitioners are mother and sister, respectively of accused Jagraj Singh, who have been falsely indicted in the above FIR, wherein it was alleged by complainant Charanjit Singh that the house in question was allotted to him in the year 1984 and a forcible possession was taken by the accused persons. Learned counsel has produced copy of the regular bail order granted by the Judicial Magistrate Ist Class, Ludhiana. He contends that the custodial interrogation of the petitioners, who are ladies, may not be necessary in the given facts.

On the other hand, learned State counsel, who is assisted by HC Rajinder Singh, does not dispute this fact that the property in question is owned by Charanjit Singh and the possession is presently with Jagraj Singh. It is submitted that only a gas cylinder was recovered from Jagraj Singh.

Considering the above background, but without meaning any expression of opinion on merits of the case, it is ordered that in the event of the arrest of the petitioners by the Arresting Officer, they shall be released on bail subject to their furnishing personal and surety bonds to the satisfaction of Arresting/Investigating Officer. The petitioners shall join the investigation as and when called for by the Investigating Officer and would abide by the conditions as specified under Section 438(2) Cr.P.C.

Petitions are allowed.

February 25, 2020
ramesh

(MANOJ BAJAJ)
JUDGE

Whether speaking/reasoned
Whether Reportable:

Yes/No
Yes/No