

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

CRM-M No.12136 of 2020
Date of decision: 12th May, 2020

Sandeep Singh & another

... Petitioners

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE FATEH DEEP SINGH

Present: Mr. Sanjeev Virk, Advocate for the petitioners.

FATEH DEEP SINGH, J. (ORAL)

The matter has been taken up through video-conferencing on account of lockdown due to outbreak of pandemic COVID-19.

Mr. Dhruv Dayal, Sr. Deputy Advocate General, Punjab puts in appearance on behalf of the State on his own.

Petitioners Sandeep Singh, Sharanjit Singh alias Charanjit Singh, Mohinder Singh and Mandeep Lal have sought first anticipatory bail under Section 438 Cr.P.C. in case bearing FIR No.47 dated 16.02.2020 under Sections 307, 324, 34 IPC pertaining to Police Station City Kaputhala got registered on the statement of one Parveen Kumari.

The precise allegations are that the complainant was earlier married to one Paramjit Singh and after almost a decade of marriage has left the husband and married Surjit Singh. It is on 16.02.2020 around 7.30 p.m. while the complainant and her second husband were going on a car

they were waylaid by certain persons who had muffled their faces, leading to registration of the present case.

Learned counsel for the petitioners Sanjeev Virk, Advocate inter alia contends that there is no specific allegation against the petitioners and their joining the investigations would suffice the purpose.

On behalf of the State Mr. Dhruv Dayal, Sr. Deputy Advocate General, Punjab though has not displaced the facts narrated by learned counsel for the petitioners but has stoutly opposed grant of bail on the grounds of heinousness of the offence and seriousness of allegations.

Going through the arguments of the two sides and perusal of the records, there is no specific allegation to any of the petitioners in commission of the offence nor were named in the FIR. The own duly sworn affidavit of the complainant (Annexure P2) placed on the records which is not displaced by learned State counsel, shows that the parties have already effected a compromise. Thus, nothing is to be recovered from the petitioners. Accordingly, the petitioners are directed to appear before the investigating officer within a period of 15 days from the date of receipt of certified copy of this order and on their doing so the petitioners shall be released on bail to the satisfaction of the arresting/investigating officer till submission of report under Section 173

Cr.P.C. (challan). The petitioners shall continue to join investigation and shall furnish an undertaking that they shall abide by the conditions specified under Section 438 (2) Cr.P.C. Thereafter, they will be permitted to furnish regular bail bonds to the satisfaction of the trial Court.

The petition stands disposed off accordingly.

(FATEH DEEP SINGH)
JUDGE

May 12, 2020

rps

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No