

201 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-23303-2020
Date of Decision: 01.10.2020

Amrik Singh Banga and another ... Petitioners
v/s
State of Punjab ... Respondent

CORAM: HON'BLE MR. JUSTICE VIVEK PURI

Present: Mr. Kuldeep Singh Saini, Advocate for the petitioners.

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

Mr. Rana Harjasdeep Singh, DAG Punjab.

(The case has been taken up through video conferencing on account of Covid-19 pandemic)

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VIVEK PURI, J. (ORAL)

On 19.08.2020 following order was passed:

“Briefly, FIR bearing No. 16 dated 23.7.2020 under Sections 498-A, 406 IPC, Police Station NRI Mohali, District Mohali has been registered on the basis of the statement of Harpreet Kaur Pabla as matrimonial dispute has cropped up with her husband namely Jaspal Singh Banga. The petitioners are father-in-law and mother-in-law of the complainant. It has been stated that at the earlier instance petitioners were granted interim bail by the Court of Sessions. However, the bail application was dismissed as recovery of some of the articles of stridhan was not effected. It has been further stated that details of articles of stridhan has not been specified in the FIR.

Notice of motion for 1.10.2020.

Mr. H.S.Multani, AAG Punjab accepts notice on behalf of the State.

Meanwhile, it is directed that in the event of arrest, the petitioners be admitted on interim bail on furnishing bail bonds to the satisfaction of the Arresting Officer subject to the condition that they join the investigation and comply with other conditions as specified under Section 438(2) Cr.P.C.”

It has been contended by learned counsel for the petitioners that the petitioners have joined the investigation in pursuance of the interim directions issued by this Court.

Learned State counsel, on instructions from SI Balbir Singh, has not disputed the factual position of the case and stated that custodial interrogation of the petitioners is no more required.

In these set of circumstances, sufficient exceptional circumstances are made out to extend the concession of pre-arrest bail to the petitioners. The order dated 19.08.2020 is made absolute.

The petition stands allowed.

(VIVEK PURI)
JUDGE

01.10.2020
Janki

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No