

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

**CRM-M-25427-2020(O&M)**

**Date of decision: 23.09.2020**

**Harnek Singh**

**.....Petitioner**

Versus

**State of Punjab**

**.....Respondent**

**CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL**

Present:- Mr. Inderjeet Singh, Advocate for the petitioner

Mr. N.K.Banka, DAG, Punjab

**ANIL KSHETARPAL, J. (ORAL)**

On 1.9.2020, the following order was passed by this Court:-

*“The petitioner prays for pre-arrest bail in a criminal case arising from FIR No.0216 dated 20.06.2020 registered under Sections 406, 498-A of the Indian Penal Code, 1860 at Police Station Sadar Fazilka.*

*The first informant is the wife of the petitioner. They got married on 24.03.2019. It is alleged that the first informant became pregnant but the petitioner got her aborted at Takkar Hospital. It is further alleged that thereafter, the first informant was thrown out of the house. It is also alleged that the petitioner has now solemnized marriage with accused No.4-Harbans Kaur.*

*Learned counsel for the petitioner contends that the petitioner has been falsely implicated in the case due to marital discord. He submits that there is no evidence of second marriage of the petitioner with Harbans Kaur.*

*Learned counsel for the State has submitted that the investigation in the case is in progress.*

*Notice of motion.*

*Mr. Dhruv Dyal, Sr. DAG, Punjab accepts notice on behalf of State of Punjab and seeks time to get instructions.*

*Adjourned to 23.09.2020.*

*In the meantime, in the event of arrest, the petitioner shall be released on interim bail subject to furnishing personal bonds and surety to the satisfaction of Arresting/Investigating Officer. However, the petitioner shall join the investigation as and when called upon to do so and shall abide by the conditions as provided under Section 438(2) Cr.P.C.”*

Learned State counsel on instructions from SI Milak Raj, has submitted that the petitioner has joined the investigation, cooperated and is not required for further custodial interrogation.

In view of the above, order dated 1.9.2020, is hereby made absolute.

The petition stands allowed.

**23.09.2020**  
**rekha**

**(ANIL KSHETARPAL)**  
**JUDGE**

Whether speaking/reasoned      Yes / No

Whether Reportable              Yes / No