

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

CRM-M-28544-2020 (O&M)

Date of decision: 18.09.2020

Kanwaljit Kaur and another

...Petitioners

Versus

State of Punjab and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present:- Mr. Veneet Sharma, Advocate for the petitioners.

HARNARESH SINGH GILL, J. (ORAL)

Case is taken up for hearing through video conferencing.

Through the instant petition under Section 438 Cr.P.C., the petitioners seek anticipatory bail with directions to issue advance notices under Section 160 Cr.P.C. in case they are required for any inquiry/investigation.

Learned counsel for the petitioners submits that Rashpal Singh, husband and father of petitioners No. 1 and 2 respectively, has been implicated in four FIRs on the statement of his brother Gural Singh. Rashpal Singh has applied for anticipatory bail which is pending before the Court of Sessions. He further submits that petitioners No. 1 and 2 being wife and son of Rashpal are being called to the Police Station during odd hours. The petitioners are ready to join the investigation as and when called for.

He further points out that Inspector Prabhjit Singh-respondent No. 6, who is inimical to them, belongs to the village of the petitioners and due to this reason the petitioners sought relief from this Court as prayed for.

Notice of motion.

On the asking of this Court, Mr. Harbir Sandhu, AAG Punjab, Punjab, accepts notice on behalf of respondents No. 1 to 5-State only.

Having heard the learned counsel for the petitioners and while refraining from making any expression as regards the veracity of the averments made in the petition, the same is disposed of with a direction to Senior Superintendent of Police, Tarn Taran, District Tarn Taran (respondent No. 2) that in case the petitioners are required to be associated with any inquiry or any information is to be elicited from them, then before summoning them, a prior written notice of not less than three days be given to them. It is, however, made clear that the aforesaid order shall not bestow any kind of immunity upon the petitioners, in case it is found that they have committed any wrong.

The petition stands disposed of with aforesaid directions.

(HARNARESH SINGH GILL)
JUDGE

18.09.2020

Mangal Singh

Whether reasoned/speaking?

Yes/No

Whether reportable?

Yes/No