

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

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CRM-M-36374-2020

Date of decision: 06.11.2020

Ujagar Singh and another

....Petitioners

versus

State of Punjab

....Respondent

CORAM: Hon'ble Mr. Justice Girish Agnihotri

Present: Mr. Manish Kumar Singla, Advocate
for the petitioners.

Mr. Saurav Khurana, DAG, Punjab.

GIRISH AGNIHOTRI, J. (Oral)

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

Petitioners-Ujagar Singh and Karamjit Kaur, stated to be aged 65 & 62 years respectively, have jointly filed the present petition *inter alia* with a prayer for allowing the petitioners (who are senior citizen and permanent residents of USA, having green card), to go/visit to their son Jasbir Singh (who is resident of San Francisco) from November 2020 to July 2021), on the ground that petitioner No.1 is heart patient and getting treatment from EI Camino Hospital in USA.

Learned counsel for the petitioners, by making reference to the pleadings in the petition, submits that in the FIR No.148 dated 27.07.2020, vide order dated 24.08.2020 (in CRM-M-24028-2020), the petitioners have been

granted anticipatory bail by this Court. Learned counsel then submits that in pursuance to the aforementioned order, the petitioners have submitted the bail bonds and surety bonds to the extent of Rs.10 lacs (as mentioned in order dated 29.09.2020, passed by learned CJ(JD-cum-JMIC, Malerkotla).

Learned counsel for the petitioners further makes reference to Para 9 of the petition, which is reproduced as under:-

9. That it is specifically and with full responsibility submitted here that the petitioners will be bound by any statement etc. made by their daughter Manpreet Kaur in the case and in their absence, the counsel of the petitioners as well as their daughter Manpreet Kaur can defend the case and the petitioners have no objection if the proceedings are conducted at their back. The petitioners are also ready to join the proceedings through video conferencing, whats app call etc. etc. The petitioners want to go to San Francisco from November 2020 to July 2021 and they will be bound to come back as and when specifically ordered/required by the police or the trial Court.

In view of the above, learned counsel makes an oral prayer that the present petition be disposed of with a direction to the Investigating Officer in the aforementioned FIR, registered at Police Station Ahmedgarh, District Sangrur, to look into the above prayer of the petitioners and decide the same in accordance with law.

Notice of motion.

On asking of the Court, Mr. Saurav Khurana, DAG, Punjab, accepts notice on behalf of the respondent-State.

In view of the above, without commenting upon merits of the case, the present petition is **disposed of** with a direction to the Investigating Officer concerned, to decide the claim of the petitioner, as expeditiously as possible,

preferably by 01.12.2020.

Ordered accordingly.

(GIRISH AGNIHOTRI)
JUDGE

06.11.2020
anju rani

Whether speaking/ reasoned:	Yes/No
Whether Reportable:	Yes/No