

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

CRM-M-13835-2021 (O&M)
Date of decision: 06.12.2021

Daljeet Kaur

...Petitioner

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present:- Mr. Pratham Sethi, Advocate for the petitioner.

Ms. Samina Dhir, DAG Punjab.

Mr. Rajnish Kumar Gupta, Advocate
for respondents No. 2 to 4.

HARNARESH SINGH GILL, J. (ORAL)

Prayer in this petition is for cancellation of anticipatory bail granted to respondents No.2 to 4 by this Court vide orders dated 11.12.2020 (Annexure P-5) in case FIR No.101 dated 19.08.2020 under Sections 406 and 498-A of IPC registered at Police Station Badali Ala Singh, District Fatehgarh Sahib.

Learned counsel for the petitioner states that vide separate orders dated 11.12.2020 passed by this Court, respondent Nos. 2 to 4 were granted anticipatory bail. It is further submitted that as noticed in the orders, learned counsel for respondent Nos. 2 to 4 had clearly undertaken that the remaining amount of Rs.10,00,000/- would be paid to the petitioner before the learned Additional Sessions Judge, Fatehgarh Sahib, on or before 11.03.2021, the date fixed before the said Court. However, till date the said amount has not

been paid. It is further submitted that the act and conduct of respondent Nos.2 to 4 clearly reveals that they have no intention to honour the undertaking given before this Court and hence, the bail granted to respondent Nos. 2 to 4 is liable to be cancelled.

Learned counsel for the petitioner further submits that the condition laid down by this Court, while granting anticipatory bail to respondents No. 2 to 4 has not been complied with by them till date.

Learned State counsel has not disputed the fact that the aforesaid condition has not been complied with by respondents No. 2 to 4 till date.

Learned counsel for respondents No. 2 to 4 prays for one more opportunity.

I have heard the learned counsel for the parties.

It may be noticed that the conditional anticipatory bail was granted to respondent Nos. 2 to 4 vide orders dated 11.12.2020. About a year is going to lapse, but till date, the said respondents have not bothered about complying with the conditions laid down in the said orders. The conduct of respondent Nos. 2 to 4 speaks volumes of their disobedience to the orders passed by the Court. Thus, the process of Court having been defeated by respondent Nos. 2 to 4, their bail is liable to be cancelled.

In view of the above, the present petition is allowed and the anticipatory bail granted to respondent Nos. 2 to 4 granted vide orders dated 11.12.2020, is hereby cancelled.

06.12.2021

Mangal Singh

(HARNARESH SINGH GILL)
JUDGE

Whether reasoned/speaking?
Whether reportable?

Yes/No
Yes/No