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IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

(Through video-conferencing)

CRM-M No.22244 of 2021
Date of Decision: 20.07.2021

HAMIR SINGH AND ANOTHER

.....Petitioners

Vs

STATE OF PUNJAB **.....Respondent**

CORAM: ***HON'BLE MR. JUSTICE RAJ MOHAN SINGH***

Present: Mr. Kulwinder Singh, Advocate
for the petitioners.

Mr. Amar Ashok Pathak, Addl. A.G., Punjab.

Mr. Barjinder Singh, Advocate
for the complainant.

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RAJ MOHAN SINGH, J. (Oral)

Petitioners seek grant of anticipatory bail in case bearing FIR No.78 dated 09.05.2021 registered under Sections 328, 380, 120-B IPC at P.S. Sadar Dhuri, District Sangrur.

On 04.06.2021, following order was passed by the Co-ordinate Bench of this Court:-

> *"Heard through video conferencing.*
>
> *This is a petition under Section 438 of the Code of Criminal Procedure, 1973 for grant of anticipatory bail to the petitioners in FIR No.78 dated 09.05.2021 under Sections 328, 380 and 120-B of the Indian Penal Code,*

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1860 registered at Police Station Sadar Dhuri, District Sangrur.

Learned counsel for the petitioners would contend that Birbal Singh, who is son of petitioner no.1 and brother of petitioner no.2, had run away with one Jaspreet Kaur, who is daughter of the complainant. Said Jaspreet Kaur is aged about 23 years. Vide order dated 12.05.2021 passed in CRWP-4221-2021 (Jaspreet Kaur & Anr. vs. State of Punjab & Ors.), this Court had directed the Senior Superintendent of Police, Sangrur to consider the representation dated 29.04.2021 moved by the petitioners therein.

Notice of motion.

On asking of the Court, Mr. Hittan Nehra, Addl. AG Punjab,who has joined the session through video conferencing, accepts notice on behalf of the respondent-State while Mr. Barjinder Singh, Advocate has put in appearance on behalf of the complainant.

Mr. Barjinder Singh, Advocate, appearing on behalf of the complainant, has stated that the complainant has no objection to his daughter residing with Balbir Singh, son of petitioner no.1 and brother of petitioner no.2. He is, however, aggrieved by the fact that when his daughter left the house she had taken some amount and jewellery. He, however, seeks some time to file a reply.

List on 20.07.2021.

Meanwhile, the petitioners are directed to appear before the Investigating Officer on 08.06.2021. They are also directed to join the investigation as and when called for. In the event of arrest, the petitioners shall be admitted to interim bail on furnishing adequate surety and personal bonds to the satisfaction of the Investigating Officer. The petitioners shall also abide by all the terms and conditions

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as specified in Section 438(2) of the Code of Criminal Procedure, 1973.

The reply, if any, be filed on or before the next date of hearing with an advance copy to learned counsel for the petitioners.

(ALKA SARIN)
JUDGE"

4th June, 2021
jk"

Learned counsel for the petitioners submitted that in compliance of the aforesaid order, the petitioners have joined the investigation on 15.06.2021 to the entire satisfaction of the Investigating Officer.

Learned State counsel on instructions from ASI Raghuwinder Singh admitted the aforesaid fact and submitted that the petitioners are no more required for further investigation of the case.

In view of aforesaid factual position, the interim order dated 04.06.2021 is made absolute. Petitioners shall keep on joining the investigation as and when required to do so and they shall abide by the conditions as envisaged under Section 438(2) Cr.P.C.

Petition stands disposed of.

(RAJ MOHAN SINGH)
JUDGE

July 20, 2021
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Whether speaking/reasoned **Yes/No**
Whether reportable **Yes/No**

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