

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

203-2

**CRM-M-32508-2020
Date of Decision:29.09.2021**

MULAKH RAJ AND ANOTHER

...PETITIONERS

VERSUS

STATE OF PUNJAB

...RESPONDENT

CORAM: HON'BLE MR. JUSTICE SUVIR SEHGAL

Present: Mr. Vipin Mahajan, Advocate
for the petitioners.

Mr. Prabhjot Singh Walia, AAG, Punjab.

Mr. Balbir Kumar Saini, Advocate
for the complainant.

SUVIR SEHGAL, J.(ORAL)

Heard through video conferencing.

Through the instant petition filed under Section 438 of Code of Criminal Procedure, 1973, the petitioners seek anticipatory bail in case FIR No.125 dated 25.08.2020, registered under Sections 306 and 34 of IPC, 1860, at Police Station Daresi, District Ludhiana, Punjab.

While granting interim protection to the petitioners, this Court passed the following order on 13.10.2020:-

*“The Court has been convened through
video conferencing due to Covid-19 pandemic.*

*Learned counsel for the petitioners has
submitted that the petitioners are in-laws of the*

deceased-Manish Sethi. Their daughter Deepika Sethi was married to the deceased. Counsel has placed reliance on the order dated 24.09.2020 passed by this Court in CRM-M-29371 of 2020, whereby co-accused Deepak Kumar, Tanika Sharma and Rishu Chaudhary@ Dixit Rahar, sons and daughter-in-law of the petitioners, have been granted interim bail by this Court.

Notice of motion.

Mr. H.S.Sullar, DAG, Punjab accepts notice on behalf of the respondent-State and he is assisted by Mr. Balbir Kumar Saini, Advocate, who has put in appearance on behalf of the complainant.

List on 18.12.2020.

To be heard with CRM-M-29371 of 2020.

Meanwhile, the petitioners shall join the investigation and would come present as and when called for and in the event of arrest, the petitioners shall be admitted to interim bail on their furnishing personal and surety bonds to the satisfaction of Arresting/Investigating Officer. The petitioners shall also abide by the conditions as specified under Section 438(2) Cr.P.C.”

Interim protection granted to co-accused in CRM-M-29371-2020 has been made absolute by an order passed on even date.

Learned State counsel, who is assisted by counsel for the complainant has, however, opposed the petition. State counsel, on instructions from ASI Harbhajan Singh, states that the petitioners have joined the investigation, they are no longer required for custodial interrogation and final report, after completion of investigation, has been presented before the trial court.

In view of the said facts, without commenting on the merits of the case, the present petition is allowed and the order dated 13.10.2020 granting interim bail to the petitioners is made absolute, subject to the conditions laid down in Section 438(2) of the Code of Criminal Procedure.

29.09.2021
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(SUVIR SEHGAL)
JUDGE

Whether Speaking/Reasoned	Yes/No
Whether Reportable	Yes/No