

203

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

**CRM-M-35425-2019
Date of decision-30.07.2021**

PINKI AND ANOTHER

...Petitioners

Vs.

STATE OF HARYANA

...Respondent

CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Ms. Priyanka Dalal, Advocate
for the petitioners.

Mr. Sukhdeep Parmar, DAG, Haryana.

MANOJ BAJAJ, J. (ORAL)

This petition has been filed by the petitioners under Section 438 Code of Criminal Procedure for grant of anticipatory bail in case FIR No.494 dated 27.12.2016 under Sections 323, 302, 452, 506 & 34 Indian Penal Code 1860, registered at Police Station Sector-40, Gurugram District Gurugram, who were summoned as additional accused under Section 319 Cr.P.C. vide order dated 04.06.2019 (Annexure P-3) and apprehended their arrest at the hands of Police, in the above FIR.

Learned counsel for the petitioner argued that the victim died a natural death and after completion of the investigation, the petitioners were found innocent. However, during the trial, they were summoned as additional accused under Section 319 Cr.P.C. vide the order dated 04.06.2019 (Annexure P-3). She has invited the attention of the Court to the order dated 09.09.2019, whereby while issuing notice of motion to

respondent-State, the interim protection was extended to the petitioners. The said order reads as under:-

*“Notice of motion for 30.10.2019.
Meanwhile, the petitioners are directed to surrender before the learned trial Court within 15 days from today. On doing so, they shall be released on interim bail by the learned trial Court to its satisfaction.”*

Learned counsel for the petitioners states that pursuant to the order dated 09.09.2019, the petitioners submitted themselves before the trial Court on 19.09.2019, who were admitted on interim regular bail.

The above position is not disputed by the learned State counsel, who is assisted by SI Tejpal.

Considering the above, the petition is allowed and it is ordered that the petitioners shall remain on regular bail and on the same bail bonds/surety bonds furnished by them before the trial Court on 19.09.2019.

(MANOJ BAJAJ)
JUDGE

30.07.2021

Vipin kumar

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