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

CRM-M-49586-2019

Date of decision-02.07.2021

SWARAN SINGH @ SARBAN SINGH AND OTHERS ...Petitioners

Vs.

STATE OF PUNJAB

...Respondent

CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. Gurmeet Singh Saini, Advocate
 for the petitioners.

Mr. Ramandeep Singh Sandhu, Sr. DAG, Punjab.

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.51 dated 01.08.2019 under Sections 498-A, 506 & 406 (added later on) of Indian Penal Code, 1860 registered at Police Station Kacha Pacca, District Tarn Taran. The petitioners apprehended their arrest at the hands of Police, in the above FIR.

Learned counsel for the petitioners has invited the attention of the Court to the order dated 28.02.2020, whereby while issuing notice of motion to respondent-State, the interim protection was extended to the petitioners. The said order reads as under:-

“Learned counsel for the petitioners submits that the petitioners are in-laws and divorcee sister-in-law of the complainant-Narinder Kaur. Vide order dated 22.11.2019 passed by this Court, the matter was referred to the Mediation and Conciliation Centre of this Court, but the complainant is not coming forward to join the mediation.

Notice of motion for 11.05.2020.

Meanwhile, in the event of arrest of the petitioners, they shall be released on ad-interim bail to the satisfaction of the arresting officer. However, the petitioners shall join the investigation as and when directed by the investigating agency and shall abide by the terms and conditions laid down under Section 438(2) Cr.P.C.

Learned counsel for the petitioners further contends that in deference to the said order, the petitioners submitted themselves before the Police and joined the investigation. According to him, the petitioners cooperated with the Police Authorities during the investigation and furnished requisite bonds to the satisfaction of the Investigating Officer/Arresting Officer.

Learned State counsel who is assisted by ASI Gurmeet Singh does not dispute this fact that the petitioners have joined the investigation and they are not required for custodial interrogation for the time being.

Considering above, the petition is allowed and the interim bail granted by this Court vide order dated 28.02.2020 is made absolute.

(MANOJ BAJAJ)
JUDGE

02.07.2021

Vipin kumar

Whether speaking/reasoned :

Yes

No

Whether Reportable :

Yes

No