

CRM-M-3274-2022

Date of decision: 13.07.2022

PARAMJIT KAUR AND ANR.

...PETITIONERS

VERSUS

STATE OF PUNJAB

...RESPONDENT

CORAM: HON'BLE MR. JUSTICE VIVEK PURI

Present: Mr. Dinesh Trehan, Advocate for the petitioners.

Mr. M.S. Nagra, AAG, Punjab.

Mr. Rajan Singh Dadwal, Advocate for the complainant.

VIVEK PURI, J. (ORAL)

Mr. Rajan Singh Dadwal, Advocate has put in appearance on behalf of the complainant and filed Vakalatnama, which is taken on record.

On 27.01.2022, the following order was passed:-

“Prayer in this petition is for grant of anticipatory bail to the petitioner in FIR No.188 dated 21.12.2021 under Sections 294, 506, 34 IPC (Section 354 IPC added later on) registered at Police Station Sadar Jagraon.

Learned counsel contends that on account of some animosity between the parties pertaining to a plot of land adjacent to their respective houses, where the complainant used to tether his cattle, a false case has been planted upon them. Learned counsel further contends that at the time of registration of the FIR, the complainant had only levelled allegations against the petitioners of having used abusive language and clicked his pictures while he was feeding his cattle, as a result of which, he had set himself afire. However, after 04 days of the said occurrence just to frame the petitioners in a non-bailable offence, the wife of the complainant came up with a fabricated version in her supplementary statement made to the police that the petitioners had pulled her by her hair and thereafter torn her clothes.

Notice of motion for 13.07.2022.

Learned counsel appearing for the complainant has opposed the prayer and submissions made by the counsel opposite.

Meanwhile, the petitioners are directed to join the investigation and appear before the investigating agency as and when called upon to do so. In the event of their arrest, they shall be admitted to interim bail on their furnishing bail bonds to the satisfaction of the Arresting/Investigating Officer. The petitioners shall abide by the terms and conditions as envisaged under Section 438(2) Cr.P.C.”

Learned counsel for the petitioners contend that in pursuance of interim directions, the petitioners have joined the investigation.

On instructions from ASI Rajdeep Singh, learned State counsel has not assailed the aforesaid factual aspects and states that the petitioners have joined the investigation, the investigation of the case is over, challan has been presented and the custodial interrogation of the petitioners is not required.

In view of the aforesaid submissions, the order dated 27.01.2022, granting interim bail to the petitioner is made absolute.

The petition is allowed.

13.07.2022
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(VIVEK PURI)
JUDGE

Whether speaking/reasoned: Yes/No
Whether reportable: Yes/No