

213

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-4923-2022 (O&M)
Date of Decision:28.03.2022

Nirmla Devi and others

.. Petitioners

Vs.

State of Haryana

..Respondent

CORAM: HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Ms. Veena Hooda, Advocate for the petitioners.

Mr. Bhupender Singh, DAG, Haryana.

...

Manoj Bajaj, J. (Oral)

Petitioners have filed this petition under Section 438 Code of Criminal Procedure for grant of anticipatory bail in case FIR No.158 dated 22.10.2019, registered under Section 302 IPC, at Police Station Sadhaura, Yamuna Nagar.

Learned counsel for the petitioners has invited the attention of the Court to the order dated 07.02.2022, whereby while issuing notice of motion to the respondent-State, the interim protection was extended to the petitioners. The said order reads as under:-

“Learned counsel contends that victim-Karamjeet Kaur ended her life voluntarily, who had also left behind a suicide note (Annexure P-3) seeking pardon from her husband-Dharamvir (co-accused). Learned counsel has argued that the petitioners were falsely implicated for the offence punishable under Section 302 IPC, who were later on found innocent and were placed in column No.2 in the final report filed under Section 173 Cr.P.C. According to her, only husband of the victim was sent to face trial and after commencement of trial, the petitioners have been summoned as an additional accused vide order dated 04.01.2022 (Annexure P-2) by exercising the powers under Section 319 Cr.P.C. She submits that the petitioners have apprehension that in case they appear before the Court, they may be sent to judicial custody.

Notice of motion for 07.03.2022.

Meanwhile, in case the petitioners appear before the trial Court on the date fixed i.e.08.02.2022, they shall be released on interim regular bail subject to their furnishing requisite bail bonds and surety bonds to the satisfaction of the trial Court. ”

Learned counsel for the petitioners states that pursuant to the order dated 07.02.2022, the petitioners submitted themselves before the trial Court and were admitted on interim regular bail vide order dated 08.02.2022. He has produced a copy of order dated 08.02.2022.

The above position is not disputed by the learned State counsel.

Considering the above, the petition is allowed and it is ordered that the petitioners shall remain on regular bail on the same bail bonds/surety bonds furnished by them before the trial Court on08.02.2022.

28.03.2022
Jasmine Kaur

(MANOJ BAJAJ)
JUDGE

Whether speaking/reasoned	Yes	No
Whether reportable	Yes	No