

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

Date of order: October 14, 2022

1) CRM-M-16089-2022

Nancy Ghuman

... Petitioner

Versus

State of Punjab

... Respondent

2) CRM-M-17238-2022

Bhupinderjeet Singh

...Petitioner

Versus

State of Punjab

... Respondent

3) CRM-M-18739-2022

Lakshman Kumar

... Petitioner

Versus

State of Punjab

... Respondent

4) CRM-M-18786-2022

Niharika Sharma

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE VIVEK PURI

Present: Mr. Karan Pathak, Advocate
for the petitioner in CRM-M-16089-2022.

Mr. H.S. Randhawa, Advocate,
for the petitioner in CRM-M-17238-2022.

Mr. Arshdeep Singh Kler, Advocate,
for the petitioner in CRM-M-18739 &18786-2022.

Mr. Hittan Nehra, Addl. A.G., Punjab.

Ms. Harpreet K. Gill, Advocate,
for the complainant.

Vivek Puri, J.

In all the afore-said four petitions, the petitioners are seeking anticipatory bail in the case bearing FIR No. 0002, dated 17.03.2022, under Sections 341, 342, 343, 354, 354-A, 354-B, 354-C, 328, 420, 120-B of the Indian Penal Code (for short 'IPC'), registered at Police Station PS Women, District SAS Nagar.

In terms of the order dated 23.05.2022, the petitioners were granted interim bail and the detailed reasons were assigned in the order. The operative part of the order passed while granting interim bail is as following:-

"In these set of circumstances, the following order is passed in CRM-M-16089, 17238, 18739 and 18786 of 2022:-

Adjourned to 11.07.2022.

Meanwhile, it is directed that in the event of arrest of Nancy Ghuman, Bhupinderjeet Singh, Lakshman Kumar and Niharika Sharma, petitioners, they shall be released on bail to the satisfaction of the arresting officer/investigating officer subject to the condition that they join the investigation, make themselves available for interrogation as and when required and further comply with the

other provisions of Section 438(2) of the Code of Criminal Procedure.”

On the previous date of hearing i.e. on 14.09.2022, the learned State counsel had submitted that the mobile phones of the petitioners are required to be recovered during the course of investigation and the same have not been handed over. The learned counsel for the petitioners undertook to pass on the mobile phones to the Investigating Officer.

Learned counsel for the petitioners submit that in pursuance of the interim directions, the petitioners have joined the investigation. The mobile phones of the petitioners have been handed over to the Investigating Officer. Furthermore, two of the co-accused, namely, Rabindra Narayan and Dinesh Kumar Arora have been granted regular bail.

On the instructions of Inspector Amandeep Kaur, learned State counsel has not disputed the factual assertions as put forth on behalf of the petitioners. However, it has been submitted that the mobile phones have been sent to the Forensic Science Laboratory, but the report has not been received.

It has not been disputed that the petitioners have joined the investigation in pursuance of the interim directions issued by the Court, the detailed reasons for

granting interim bail have been assigned in the order dated 23.05.2022. Nothing else is required to be recovered from the petitioners.

As such, sufficient exceptional circumstances have made out to extend the concession of pre-arrest bail to the petitioners. Accordingly, order dated 23.05.2022, vide which the petitioners have been granted interim bail, is made absolute.

All the four aforesaid petitions are allowed.

October 14, 2022
vkd

(Vivek Puri)
Judge

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