

216 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-19540-2022

Date of decision : 06.07.2022

Indu Saini and another

...Petitioners

Vs.

State of Punjab

...Respondent

CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. Ashok Saini, Advocate for the petitioner.

Mr. Sandeep Singh Deol, DAG, Punjab.

Mr.D.S.Kahlon, Advocate for the complainant.

MANOJ BAJAJ, J.

Petitioners have approached this Court under Section 438 Code of Criminal Procedure to seek anticipatory bail in case FIR No.248 dated 04.12.2020 under Sections 323, 325, 506, 148 and 149 Indian Penal Code, 1860 (Section 308 IPC added later on) registered at Police Station Division No.2, District Pathankot, who apprehend their arrest at the hands of Police.

On 09.05.2022, this Court had passed the following order:-

“Learned counsel contends that initially the petitioners were granted bail, but after one year and six months, the offence punishable under Section 308 IPC has been added, which has again given rise to the apprehension of arrest. According to learned counsel in the given facts, the custodial interrogation of the petitioners may not be necessary.

Notice of motion for 6.07.2022.

At this stage, Mr. D.S. Kahlon, Advocate has appeared and filed vakalatnama on behalf of the complainant. The same is taken on record.

Meanwhile, the petitioners shall join the investigation and would come present as and when called for and in the event of arrest, the petitioners shall be admitted to interim bail on their furnishing personal and surety

bonds to the satisfaction of Arresting/Investigating Officer. The petitioners shall also abide by the conditions as specified under Section 438(2) Cr.P.C.”

Learned counsel for the petitioner has stated that in compliance of the above order, the petitioners associated themselves in the investigation and cooperated during interrogation.

Learned State counsel who is instructed by ASI Ram Lal states that indeed the petitioners have joined the investigation and 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 09.05.2022 is made absolute.

(MANOJ BAJAJ)
JUDGE

06.07.2022
vanita

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