

212-1

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-21638-2022
Date of decision:22.09.2022

RAJ KUMARI AND ANOTHER

...PETITIONER

V/S

STATE OF PUNJAB AND ANOTHERRESPONDENT

CORAM: HON'BLE MR. JUSTICE SUVIR SEHGAL

Present:- Mr. Ritesh Pandey, Advocate
for the petitioners.

Mr. Mohit Chaudhary, AAG, Punjab.

Mr. Randeep Singh, Advocate, for
Mr. Vipin Mahajan, Advocate
for respondent No.2.

...

SUVIR SEHGAL, J.(Oral)

On 19.05.2022, this Court passed the following order:-

“Instant petition has been filed under Section 438 of the Code of Criminal Procedure, 1973 seeking pre-arrest bail in case FIR No.16 dated 22.04.2022, registered for offences under Sections 498-A and 323 of the Indian Penal Code, 1860, at Police Station Purana Shalla, District Gurdaspur, Annexure P-1.

Counsel for the petitioners submits that the petitioners are the inlaws of the complainant-respondent No.2. He submits that a dispute arose between petitioners' son and the complainant-respondent No.2 after she got an employment with the Government. He submits that a compromise, Annexure P2, was arrived at in August, 2021, but despite that the complainant-respondent No.2 has registered the FIR, Annexure P-1, on false allegations.

Notice of motion.

On asking of the Court, Mr. A.S.Gill, Senior

DAG, Punjab accepts notice on behalf of State-respondent No.1. Mr. Vipin Mahajan, Advocate accepts notice on behalf of respondent No.2.

List on 22.09.2022.

The petitioners shall appear before the Investigating Officer and join investigation and would appear as and when called by the Investigating Officer. In the event of arrest, they shall be admitted to interim bail on their furnishing personal and surety bonds to the satisfaction of Arresting/Investigating Officer. They shall also abide by the conditions as specified under Section 438 (2) Cr.P.C.”

Upon instructions from SI, Jaswinder Singh, State counsel submits that the petitioners have joined the investigation and are no longer required for custodial interrogation.

In view of above facts, but without commenting on the merits of the case, the present petition is allowed. Order dated 19.05.2022 is made absolute, subject to the conditions laid down in Section 438(2) of the Code of Criminal Procedure.

(SUVIR SEHGAL)
JUDGE

22.09.2022
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Whether Speaking/Reasoned Yes/No
Whether Reportable Yes/No