

206 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-35510-2021
Date of Decision: 28.02.2022

AMAR SINGH AND ANOTHER ... PETITIONERS
V/S
STATE OF UT CHANDIGARH ... RESPONDENT

CORAM: HON'BLE MR. JUSTICE VIVEK PURI

Present: Mr. Rohit Mahajan, Advocate for the petitioners.

Mr. Viranjeet Singh Mahal, Addl. P.P. U.T. Chandigarh.

* * *

VIVEK PURI, J. (ORAL)

On 31.08.2021, following order was passed:

“This is a petition that has been filed for grant of anticipatory bail to the petitioners in case FIR No.51 dated 07.08.2021 under Sections 323, 406 and 498-A IPC registered at Police Station Women Cell, Sector-17, Chandigarh.

Learned counsel for the petitioners would contend that the complainant and the son of the petitioners solemnized marriage on their own accord and even sought the necessary protection from this Court in this regard. It is further argued that the petitioners, who are in laws of the complainant, had been residing separately from their son and had no role to play in his day to day life. As it was a run away marriage, there was no question of any dowry articles having been entrusted to the petitioners herein nor there was any demand for the same. However, the petitioners are ready to join the investigation and ready to hand over whatever articles are there with them.

Notice of motion.

At this stage, Mr. Viranjeet Singh Mahal, Addl. P. P. for UT, Chandigarh appearing through the medium of video conferencing accepts notice on behalf of respondent-State.

Adjourned to 28.02.2022.

Meanwhile, petitioners are directed to join the investigation within a period of one week and on doing so, in the event of arrest the petitioners be released on interim bail to the satisfaction of Arresting/Investigating Officer. However, the petitioners shall continue to join the

investigation as and when called upon to do so and shall abide by the conditions incorporated under Section 438(2) Cr.P.C..”

It has been stated by learned counsel for the petitioners that in pursuance of the interim directions issued by this Court, the petitioners have joined the investigation.

Learned State counsel, on instructions from ASI Balbir Singh, has stated that the petitioners have joined the investigation and their custodial interrogation is not required.

Petitioner Nos.1 and 2 are the father-in-law and mother-in-law, respectively of the complainant. They have joined the investigation and their custodial interrogation is not required.

In these set of circumstances, sufficient exceptional circumstances are made out to extend the concession of pre-arrest bail to the petitioners. The order dated 31.08.2021 is made absolute.

The petition stands allowed.

28.02.2022

Janki

(VIVEK PURI)
JUDGE

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