

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(Proceedings through Video Conferencing)

210

Date of Decision : 02.02.2022

1. CRM-M-43164-2021(O&M)

Balvir Kaur @ Rani

..... Petitioner

Versus

State of Punjab

..... Respondent

2. CRM-M-43209-2021(O&M)

Sukhwinder Singh @ Galehri @ Minda

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM : HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. J.S. Dadwal, Advocate
for the petitioner In CRM-M-43164-2021.

Mr. Kartik Gupta, Advocate
for the petitioner In CRM-M-43209-2021.

Mr. Luvinder Sofat, AAG, Punjab.

MANJARI NEHRU KAUL (Oral)

This order shall dispose of above-said two petitions, as the issue involved in both the cases is same and they emanate from the same FIR. However, the facts are being extracted from CRM-M-43164-2021.

The petitioners are seeking concession of anticipatory bail in case FIR No.0150, dated 25.09.2021, lodged under Sections 452, 354, 427, 506, 34 of IPC (later on added Section 323 of IPC), registered at Police Station

Mehtiana, District Hoshiarpur (annexed as Annexure P-1).

Learned counsel for the petitioner(s) submits that in the present petitions, the petitioners were granted interim bail vide order dated 13.10.2021 passed by this Court. The operative part of the said order reads as follows:-

“Learned counsel for the petitioner(s) submit that it was on account of a trivial dispute between the parties, a quarrel ensued and a perusal of the FIR also reveals that there was no intention on the part of either of the petitioners to outrage the modesty of the wife of the complainant. Still further, it has been submitted that since there was an history of animosity between the parties, an exaggerated and false version of the entire occurrence had been given while registering the FIR in question.”

Learned counsel for the petitioner(s) submit that in compliance of order dated 13.10.2021, the petitioners in both the cases have joined the investigation and cooperated with the investigating agency.

Learned State counsel, on instructions ASI Onkar Singh, does not dispute the factum of the petitioner(s) having joined investigation and having cooperated with the investigating agency. He, on instructions, further submits that the petitioners are not required for further investigation.

In view of the above, the present petitions are allowed and interim order dated 13.10.2021, is made absolute subject to the conditions laid down in Section 438(2) Cr.P.C.

02.02.2022
monika

(MANJARI NEHRU KAUL)
JUDGE

Whether speaking/reasoned
Whether Reportable

Yes/No
Yes/No