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

CRM-M-40451-2022

Date of decision : 22.09.2022

Ramandeep Kaur and another

...Petitioners

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: Mr. A.P.S. Sandhu, Advocate for the petitioners.

Mr. Tarun Aggarwal, Sr. DAG, Punjab.

VIKAS BAHL, J. (ORAL)

Prayer in the present petition is for grant of anticipatory bail to the petitioners in FIR No.195 dated 24.06.2022 registered under Sections 365, 345, 295, 323, 120-B of the Indian Penal Code, 1860 (Section 325 of IPC has been added later on) at Police Station Division A, District Police Commissionerate, Amritsar.

On 06.09.2022, this Court had passed the following order:-

“Inter alia contends that the petitioners have not been attributed any specific injury although they were stated to be armed with a base ball bat and iron pipe. It is submitted that the primary dispute of the complainant is with the parents of the petitioners, who have been granted regular bail by the Additional Sessions Judge, Amrtisar. It is further submitted that the petitioners are young, aged 22 and 23

years respectively and have never been involved in any other criminal case. It is also submitted that there is no sharp edged injury caused to the complainant and in order to show their bonafide, the petitioners are ready to pay an amount of Rs.20,000/- each to the complainant within a period of two weeks from today.

Notice of motion for 22.09.2022.

In the meantime, in the event of arrest, the petitioners are ordered to be released on interim bail subject to their furnishing personal bonds and surety to the satisfaction of Arresting / Investigating Officer. However, the petitioners shall join the investigation as and when called upon to do so and shall abide by the conditions as provided under Section 438(2) Cr.P.C.

The petitioners are directed to prepare a demand draft of an amount of Rs.20,000/- each in the name of the complainant and hand over the same to the Investigating Officer within a period of two weeks from today and the Investigating Officer is directed to hand over the same to the complainant after taking receipt from the complainant.

It is made clear that in case the demand draft of the said amount is not handed over to the Investigating Officer within a period two weeks from today, then the interim order granted is liable to be vacated. The payment of Rs.20,000/- each to the complainant would be not construed as an admission of guilt by the petitioners.”

Learned counsel for the petitioners has submitted that in pursuance of the abovesaid order dated 06.09.2022, the petitioners have joined the investigation and had also prepared a demand draft for an amount of Rs.20,000/- and handed over the same to the Investigating Officer.

Learned counsel for the State, on instructions from ASI

Paramjit Singh, has submitted that the petitioners have joined the investigation and are not required for any further custodial interrogation.

Keeping in view the abovesaid facts and circumstances moreso, the facts which have been noticed in abovesaid order dated 06.09.2022 and also the fact that the petitioners have joined the investigation and are not required for further custodial interrogation, the present petition is allowed and the interim order dated 06.09.2022 is ordered to be made absolute.

However, nothing stated above shall be construed as an expression of opinion on the merits of the case and the trial would proceed independently of the observations made in the present case which are only for the purpose of adjudicating the present bail application.

22.09.2022

Pawan

**(VIKAS BAHL)
JUDGE**

Whether speaking/reasoned:-

Yes/No

Whether reportable:-

Yes/No