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

**CRM-M-17646-2023 (O&M)**

**Date of Decision: 05.07.2023**

GURPAL SINGH AND ORS.

.. Petitioners

Vs.

STATE OF PUNJAB

..Respondent

**CORAM: HON'BLE MR. JUSTICE MANOJ BAJAJ**

Present: Mr. Deepinder Brar, Advocate for the petitioners.

Mr. Sandeep Kumar, DAG, Punjab.

Mr. Kamal Narula, Advocate  
for the complainant.

...

**Manoj Bajaj, J. (Oral)**

Petitioners have approached this Court under Section 438 Code of Criminal Procedure to seek anticipatory bail in a case FIR No.317 dated 15.12.2022 registered under Sections 379, 380 and 457 IPC at Police Station City-I, Abohar, District Fazilka, who apprehend their arrest at the hands of Police.

On 13.04.2023, this Court had passed the following order:

*“CRM-15915-2023*

*For the reasons mentioned in the application, the same is allowed subject to just exceptions. Exemption from filing certified copy of Annexure P-1 and permission to file typed/translated copy of the same is granted.*

*CRM-M-17646-2023*

*Learned counsel for the petitioners contends that a civil litigation is already pending between the parties and an injunction was granted to the petitioners by the Civil Judge (Junior Division), Abohar vide order dated 24.11.2022 (Annexure P-2). It has been submitted that the present FIR was registered as a counter-blast to this litigation and that the*

*entire family has been roped in. Learned counsel submits that the petitioners are willing to join investigation and abide by the conditions imposed by this Court.*

*Notice of motion.*

*On the asking of the Court, Mr. M.S. Nagra, AAG, Punjab accepts notice on behalf of the respondent-State.*

*List on 05.07.2023.*

*In the meantime, the petitioners are directed to appear before the Arresting/Investigating Officer and join investigation. In the event of arrest, they shall be released on interim bail to the satisfaction of the Arresting/Investigating Officer, subject to compliance of the provisions of Section 438 (2) Cr.P.C.”*

Learned counsel for the petitioners 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 HC Harish Kumar 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 13.04.2023 is made absolute.

05.07.2023  
Jasmine Kaur

**(MANOJ BAJAJ)**  
**JUDGE**

Whether speaking/reasoned  
Whether reportable

Yes No  
Yes No