

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(101)

CRM No.28489 of 2023 in/and
CRM No.M-25671 of 2023
Date of Decision : 20.07.2023

Gurmeet Kaur @ Meeto and others

...Petitioners

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Bhawesh Chaudhary, Advocate for the petitioners.

Mr. Jaswinder Singh Arora, Deputy Advocate General,
Punjab.

Harsimran Singh Sethi J. (Oral)

CRM No.28489 of 2023

The present application has been filed for addition of newly added
Section 308 IPC in the present petition as well as for preponing the hearing of
the main case.

Notice of the application.

Mr. Jaswinder Singh Arora, Deputy Advocate General, Punjab, who
is present in the Court accepts notice and raises no objection for the grant of the
prayer as made in the application.

Application stands allowed and the hearing of the main case is
preponed to today.

CRM No.M-25671 of 2023

The petitioners are seeking anticipatory bail in FIR No.121 dated 21.04.2023, under Sections 323,341,506,148,149,452 IPC, registered at Police Station Rama Mandi, District Jalandhar.

Learned counsel for the petitioners contends that the petitioners have joined investigation in terms of order passed by this Court dated 19.05.2023.

Order dated 19.05.2023 is as under:-

“1. Petitioners are seeking anticipatory bail in case bearing FIR No.121 dated 21.04.2023 under Sections 323,341,506,148,149,452 IPC, registered at Police Station Rama Mandi, District Jalandhar.

2. Learned counsel for the petitioners contend that all the offences except under Section 452 IPC are bailable. There is no allegation with regard to trespass into the house of the complainant. Although, there are allegations against one of the co-accused Deepu to the effect that he had entered the house of Balvir Kumar, a neighbourer of the complainant and gave beatings to him but no such allegation has been attributed against the petitioners. Furthermore, no injury has been attributed to the petitioners.

3. Notice of motion.

4. Ms. Ruchika Sabherwal, DAG Punjab accepts notice on behalf of the State.

5. Mr. Angad Parmar, Advocate has put in appearance on behalf of the complainant.

6. Adjourned to 10.08.2023.

7. Meanwhile, the petitioners shall join the investigation and would come present as and when called for and in the event of arrest, the petitioners shall be admitted to interim bail on their furnishing personal and surety bonds to the satisfaction of Arresting/Investigating Officer. The petitioners shall also

abide by the conditions as specified under Section 438(2) Cr.P.C.”

Learned State counsel on instructions from ASI Som Nath states that in terms of the order of this Court reproduced before, the petitioners have joined the investigation and no further interrogation is required.

In view of the above, the order dated 19.05.2023 granting interim bail to the petitioners is made absolute.

However, the petitioners shall abide by the conditions stipulated under Section 438(2) Cr.P.C. They shall also join investigation as and when called upon to do so.

In case at any given point of time hereinafter, it is felt by the Investigating Agency that petitioners are required for the investigation but are not co-operating, it will be at liberty to approach this Court for passing appropriate orders.

The petition stands allowed.

July 20, 2023

jt

(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No