

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

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CRA-S-1285-2022

Date of Decision: 17.03.2023

Tejwant Kaur and Another

...Appellants

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL

Present:- Mr. Hamid Hussan, Advocate for the appellants

Ms. Dimple Jain, AAG, Haryana
(assisted by SI Brahampal)

JAGMOHAN BANSAL, J. (ORAL)

On 01.08.2022, the following order was passed:-

“Instant appeal has been filed under Section 14-A of the Scheduled Castes and the Scheduled Tribes (Prevention of Atrocities) Act, 1989 challenging order dated 05.07.2022 passed by learned Additional Sessions Judge, Ambala, whereby anticipatory bail of the appellants was dismissed.

Counsel for the appellants submits that appellant No.1 is the mother-in-law and appellant No.2 is the brother-in-law of the complainant-respondent No.2. He submits that marriage of complainant-respondent No.2 was solemnized with Karanveer Singh @ Vikram in December, 2021, which was a love marriage, but the parties could not adjust with each other and as a result of bitterness between them, the present FIR was lodged by the complainant. He submits that the allegations levelled against the appellants are false.

Notice of motion.

On asking of the Court, Ms. Mahima Yashpal, DAG, Haryana accepts notice on behalf of State-respondent.

Respondent No.2 be served for 07.12.2022.

On the day respondent No.2 causes appearance before this Court, the appellants will pay her a sum of Rs.35,000/- by way of travelling and litigation expenses.

In the meanwhile, arrest of the appellants shall remain stayed till the next date.”

The appellants vide order dated 10.03.2023 were directed to appear before Investigating Officer on 13.03.2023 and co-operate in the investigation.

Learned State counsel, on instructions from SI Brahampal, submits that appellants have joined investigation and no custodial interrogation is required.

In view of the above, the appeal is allowed and the interim protection granted to the appellants vide order dated 01.08.2022 is made absolute subject to the conditions envisaged under Section 438(2) of Cr.P.C.

If the appellants or their family members/associates make any attempt to threat/intimidate the witnesses in the present case, the State would be at liberty to move an application for cancellation of bail granted by this order.

Nothing observed hereinabove shall be construed as expression of opinion of this Court on merits of the case and Trial Court shall proceed without being prejudiced by observations of this Court.

(JAGMOHAN BANSAL)
JUDGE

17.03.2023
Mohit Kumar

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether reportable</i>	<i>Yes/No</i>