

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

207

CRM-M-17453-2023

Date of decision: 14.03.2024

Bhushan Lal and another

.....Petitioners

Versus

State of Punjab and another

.....Respondents

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. H.S. Sidhu, Advocate
for the petitioners.

Mr. Amit Rana, Sr. DAG, Punjab.

Mr. Raghav Soni, Advocate for
Mr. Sandeep Kumar Bokolia, Advocate
for respondent No.2.

MANJARI NEHRU KAUL, J. (ORAL)

1. The petitioners are seeking the concession of anticipatory bail under Section 438 of the Cr.P.C. in case FIR No.47 dated 25.02.2023 under Sections 420/120-B of the Indian Penal Code, 1860, registered at Police Station City South, Moga, District Moga.

2. On 13.04.2023, learned counsel for the petitioner had made the following submissions:-

“Learned counsel inter alia contends that it is essentially a civil dispute as the complainant was in possession of the house of the petitioners as a tenant. She had refused to pay rent and when pressure was exerted on her, the instant FIR came to be registered against the petitioners.”

3. Thereafter, on 19.12.2023 the petitioners had been granted interim bail and asked to join investigation.

4. Learned counsel for the petitioners submits that in

compliance of order dated 19.12.2023, the petitioners have joined investigation and cooperated with the investigating agency.

5. Learned State counsel, on instructions from ASI Gurcharan Singh, does not dispute the factum of the petitioners having joined investigation and cooperated with the investigating agency. He, on further instructions, submits that the petitioners are not required for further investigation much less for their custodial interrogation.

6. In view of the above, the petition is allowed and interim order dated 19.12.2023, is made absolute subject to the conditions laid down in Section 438(2) Cr.P.C.

14.03.2024

(MANJARI NEHRU KAUL)
JUDGE

Vinay

Whether speaking/reasoned	:	Yes/No
Whether reportable	:	Yes/No