

Sr. No.209

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-57050-2023
Date of decision: 15th April, 2024

RANO AND ANR.Petitioners

versus

STATE OF PUNJABRespondent

CORAM: HON'BLE MS. JUSTICE HARPREET KAUR JEEWAN

Present: Mr. Anmol Jindal, Advocate for
for the petitioners.

Ms. Himani Arora, A.A.G.,Punjab.

HARPREET KAUR JEEWAN, J. (ORAL)

1. The instant petition has been filed under Section 438 Cr.P.C for grant of anticipatory bail to the petitioner in case FIR No.345 dated 03.08.2023, under Sections 354, 382, 323, 452, 506 read with Section 34 IPC, 1860, registered at Police Station Division No.7, District Ludhiana (Annexure P-1).
2. The present FIR was registered at the instance of Surinder Kaur with the allegations that Paramjit Singh, husband of petitioner No.1-Rano and father of petitioner No.2-Parminster @ Prince, had taken an inverter from the son of the complainant namely Mandeep Singh and there was an argument *inter se* the parties. Thereafter, the petitioners along with accused-Paramjit Singh trespassed into the house of the complainant and started arguing with them. They assaulted and bullyragged the complainant.
3. As per the medico-legal report of the complainant, though there are 04 injuries, however, these are abrasions and scratches.
4. Learned counsel for the petitioners contends that the petitioners have

parties, who are neighbours. He also submits that the petitioners were granted interim bail as per the order dated 10.11.2023, passed by the co-ordinate Bench of this Court. The relevant portion of the same reads as under:-

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Learned counsel for the petitioners inter alia submits that the petitioners have been implicated in the FIR merely on the basis of some altercation between the neighbours and there is no injury attributed to them.

Notice of motion for 06.02.2024.

In the meanwhile, petitioners will join investigation before the Investigating Officer as and when called. In the event of their arrest, the Arresting Officer would admit them to interim bail, till the next date of hearing, on their furnishing adequate bail and surety bonds to its satisfaction. The petitioners are also directed to abide by all the conditions as envisaged under Section 438(2) of Code of Criminal Procedure, 1973.

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5. Learned counsel for the petitioners further submits that the petitioners have joined investigation in compliance of the aforesaid order dated 10.11.2023, passed by the co-ordinate Bench of this Court.

6. Learned counsel appearing on behalf of the respondent-State, on instructions from SI Rakesh Kumar, confirms that the petitioners have joined investigation and also contends that their custodial interrogation is not required.

6.1 Learned State counsel has filed status report dated 15.04.2024, by way of affidavit of Sh. Ashok Kumar, PPS, Assistant Commissioner of Police (East), Ludhiana, on behalf of respondent-State of Punjab along with Annexure R-1/T, which are taken on record. As per Annexure R-1/T, it has been confirmed that notice of the application was given to the complainant by SI Janak Raj.

6.2 As per the status report dated 06.02.2024, filed by way of affidavit of Sh. Sandeep Singh, PPS, Assistant Commissioner of Police (East), Ludhiana, it has

been confirmed that the petitioners have joined investigation on 05.01.2024, in compliance of the order dated 10.11.2023, passed by this Court.

7. In view of the reasons recorded in the order dated 10.11.2023 and keeping in view the fact that the petitioners have joined investigation and their custodial interrogation is not required by the Investigating Agency, the present petition is allowed and the order dated 10.11.2023, granting interim bail to the petitioners is made absolute, subject to the conditions laid down under Section 438(2) Cr.P.C.

8. However, it is made clear that nothing expressed hereinabove would be construed to be an expression of opinion on merits of the case.

9. Liberty is reserved in favour of the State/complainant to move for cancellation/recalling of the order in case the petitioners violate any condition stipulated under Section 438 (2) Cr.P.C., or upon showing any other sufficient cause.

10. All the pending miscellaneous applications, if any, shall stand disposed of.

(HARPREET KAUR JEEWAN)
JUDGE

15th April, 2024
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Whether speaking/reasoned	:	Yes/No
Whether reportable	:	Yes/No