

2025:PHHC:066788



214.

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

CRM-M-46948-2024

Date of decision: 19.05.2025

Asha Rani and another

.... Petitioners

Versus

State of Haryana

.... Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Mr. Krishan Singh, Advocate, for the petitioners.

Mr. Yuvraj Shandilya, AAG, Haryana.

Mr. Parminder Singh, Advocate, for the complainant.

MANJARI NEHRU KAUL, J. (ORAL)

1. The petitioners are seeking the concession of anticipatory bail, under Section 438 of Cr.P.C., in FIR No.213, dated 14.03.2022, under Sections 406, 506, 34 of IPC, registered at Police Station Sadar Karnal, District Karnal.

2. On the last date of hearing i.e. 17.02.2025, while noticing the following submissions made by the learned counsel for the petitioners, this Court had granted the concession of interim bail to the petitioners and asked them to join investigation:-

“Learned counsel for the petitioners have reiterated that a perusal of the FIR reveals no allegations – direct or indirect – against the petitioners, who are the complainant’s sister and brother-in-law. It is also submitted that the complainant had previously filed a similar complaint against the petitioners and two others, which was investigated on three occasions, but no substance was found therein.

In support of this submission, reliance is placed on Annexure P-6, an enquiry report by the DSP, Karnal. Learned counsel further argues that the trial Court erred in denying bail to the petitioners solely on the ground that they allegedly owed a sum to the complainant, as purportedly indicated in an affidavit submitted by three persons, namely, Ashok Anand, Ram Sehgal and Paramjeet Sehgal.”

3. Learned counsel for the petitioners submits that in compliance of order dated 17.02.2025, the petitioners have joined investigation and cooperated with the investigating agency.

4. Learned State counsel, on instructions, 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. However, learned counsel appearing on behalf of the complainant has vehemently opposed the prayer and submissions made by the counsel for the petitioners in view of the serious allegations against them.

5. I have heard learned counsel for the parties and perused the material placed on record.

6. Since the petitioners have joined investigation and cooperated with the Investigating Agency, the instant petition is allowed and interim order dated 17.02.2025, is made absolute subject to the conditions laid down in Section 438(2) Cr.P.C./482(2) of BNSS, 2023.

(MANJARI NEHRU KAUL)
JUDGE

May 19, 2025

sanjeev

Whether speaking/reasoned:

Yes/No

Whether reportable:

Yes/No