

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

CRM-M-28657 of 2015 (O&M)

Decided on: 28.9.2015.

Parminder Kaur

... Petitioner

Versus

State of Punjab

... Respondent

CORAM : Hon'ble Mr. Justice Jitendra Chauhan

Present : Mr. Balram Singh, Advocate,
for the petitioner.

Ms. Harsimrat Rai, DAG, Punjab
assisted by HC Gurdeep Singh.

Mr. K.S. Kahlon, Advocate,
for the complainant.

JITENDRA CHAUHAN.J.(ORAL)

Learned counsel for the petitioner contends that the occurrence took place on 23.7.2013 whereas the FIR was registered on 11.12.2013 under Sections 376 and 506 read with section 34 IPC primarily, on the ground that spermatozoa was found in the vagina obtained from the complainant. However, the alleged sexual assault took place on 20.7.2013 whereas the examination was conducted on 24.12.2013. In compliance of the order dated 26.8.2015, the petitioner has joined the investigation.

Learned State counsel, on instructions, submits that the petitioner has joined the investigation and is not required for custodial interrogation.

In view of the above, without expressing any opinion on the merits of the case, the interim bail granted by this Court vide order dated 26.8.2015, is made absolute, subject to the conditions contained in Section 438(2) Cr.P.C.

The petition stands allowed.

28.9.2015.
SN

(JITENDRA CHAUHAN)
JUDGE