

201-6

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-84 of 2014

Date of decision: September 18, 2015

Kamaljit Kaur

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MRS. JUSTICE SABINA

Present: Pt. Vinod Sharma, Advocate
for the petitioner.

Mr. R.P.S. Sidhu, AAG Punjab.

Mr. K.D.S. Sodhu, Advocate
for the complainant.

SABINA, J

Petitioner has filed this petition under Section 438 of the Code of Criminal Procedure, 1973 seeking anticipatory bail in FIR No.192 dated 20.07.2013, under Sections 406, 420 of Indian Penal Code, 1860 ('IPC' for short) (Section 120-B IPC added lateron), registered at Police Station Phillaur, District Jalandhar.

While issuing notice of motion, following order was passed by this Court on 06.01.2014:-

"Instant petition has been filed under Section 438 of the Code of Criminal Procedure for grant of anticipatory bail to the petitioner in case FIR No. 192 dated 20.07.2013, under Sections 406, 420 of the Indian Penal Code and Section 120-B IPC (added subsequently), registered at Police Station Phillaur, District Jalandhar.

Learned counsel for the petitioner contends that the dispute is purely civil in nature and the complainant had even compromised the alleged dispute. It is further submitted that the SSP,

Jalandhar (Rural) had recommended consigning of the complaint on the basis of inquiry reports furnished by the S.P., Jalandhar (Rural) and the Economic Offences Wing, District Jalandhar (Rural) and who had found that the complaint is totally unfounded. Learned counsel placed reliance upon CRM M-42922 of 2012 and CRM M-44292 of 2013 in which co-accused in the same FIR have already been given the benefit of pre-arrest bail.

Notice of motion to the Advocate General, Punjab for 17.01.2014.

Meanwhile, in the event of arrest, the petitioner shall be admitted to interim bail on her furnishing personal and surety bonds to the satisfaction of the Arresting / Investigating Officer. The petitioner shall, however, join the investigation as and when called for and she will also abide by the conditions as specified under Section 438(2) Cr.P.C.

To be heard along with CRM M-44292 of 2013."

Learned State counsel who is assisted by Assistant Sub Inspector Sukhwinder Singh has submitted that petitioner has joined investigation and is not required for further investigation.

Accordingly, interim bail granted to the petitioner by this Court vide order dated 06.01.2014, is made absolute.

Petition stands disposed of accordingly.

(SABINA)
JUDGE

September 18, 2015
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