

CRM-M No. 20700 of 2016 (O&M)

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

CRM-M No. 20700 of 2016 (O&M)  
Date of decision : September 27, 2016

Sarbati Devi

..... Petitioner

v.

State of Haryana

..... Respondent

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**CORAM : HON'BLE MR. JUSTICE AJAY TEWARI**

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Present : Mr. Deepak Saini, Advocate  
for the petitioner.

Mr. Kuldeep Tiwari, Addl. AG Haryana

Mr. GC Shahpuri, Advocate  
for the complainant.

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**Ajay Tewari, J (Oral)**

**C.M No.30435 of 2016**

This is an application for adding Sections 465, 467, 468, 471, 409, 120-B of the IPC in the head note as well as the prayer clause of the petition on the ground that these Sections have been added subsequently.

complainant have no objection.

Consequently, this application is allowed and the aforementioned Sections are added in the head note as well as the prayer clause of the petition.

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The petitioner seeks grant of anticipatory bail in case FIR No.105, dated 18.5.2016, registered under Sections 420, 465, 467, 468, 471, 409, 120-B of the IPC, at Police Station Sadar, Yamuna Nagar at Jagadhri.

Allegations against the petitioner are that she had embezzled certain amounts of money during her tenure as a Sarpanch.

Counsel for the petitioner has argued that a recovery notice issued to the petitioner was set aside by the Appellate Authority on the ground that the petitioner was never heard and the matter was remanded back to the Inquiry Authority for a fresh decision. In these circumstances, her custodial interrogation should not be insisted upon.

Learned Addl. AG Haryana as well as counsel for the complainant have accepted these factual assertions.

In these circumstances, I do not deem it appropriate to deny the concession of anticipatory bail to the petitioner. Consequently, petitioner is directed to appear before the Investigating Officer on

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7.10.2016 or on any other day on which the Investigating Officer requires his presence, and in the event of her arrest, the petitioner shall be released on anticipatory bail by the Investigating Officer to his satisfaction subject to the compliance of the provisions as contained in Section 438(2) of the Cr.P.C.

The petition stands disposed of.

September 27, 2016  
'kk'

( AJAY TEWARI )  
JUDGE

**Whether speaking/reasoned:**

**Yes/No**

**Whether Reportable:**

**Yes/No**