

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

**C.R.M-M No.20899 of 2016
Date of Decision : 14.07.2016**

Tej Kaur

..... Petitioner

versus

State of Punjab

..... Respondent

CORAM : HON'BLE MR.JUSTICE AJAY TEWARI

Present : Mr. K.S.Virk, Advocate and
Mr. R.S. Bajwa, Advocate
for the petitioner.

Ms. Amarjit Kaur Khurana, Addl.A.G., Punjab.

1. Whether Reporters of local papers may be allowed to see the judgment?
2. To be referred to the Reporters or not?
3. Whether the judgment should be reported in the Digest?

AJAY TEWARI, J. (Oral)

This petition has been filed under Section 438 Cr.P.C. for
grant of anticipatory bail to the petitioner in case FIR No.54 dated

1985 at Police Station Samana, District Patiala.

On 13.06.2016 the following order was passed:-

“Learned counsel for the petitioner submits that the petitioner was not arrested at the spot and, in fact, recovery of small quantity of sulfa, which is not a commercial quantity, was wrongly shown to have been made from her house.

Notice to the Advocate General, Punjab, returnable on 14.7.2016.

In the meanwhile, in case of arrest of the petitioner, subject to her joining investigation and complying with all conditions stipulated in Section 438(2), Cr.P.C., she shall be released on bail, on her furnishing adequate bail and surety bonds, to the satisfaction of the arresting officer/Ilaqa Magistrate.”

Learned counsel for the petitioner states that pursuant to the order dated 13.06.2016 the petitioner has joined the investigation.

Learned Additional Advocate General on instructions from ASI Mewa Singh has accedpted this fact and stated that the petitioner is no more required for custodial interrogation.

In these circumstances, without going into the merits of the case, I do not deem it appropriate to deny the concession of anticipatory bail to the petitioner. Ordered accordingly.

Resultantly, the interim order dated 13.06.2016 is made absolute. Petition stands allowed.

Since the main case has been decided, the pending criminal miscellaneous application, if any, also stands disposed of.

July 14, 2016
ashish/pooja sharma-I

(AJAY TEWARI)
JUDGE