

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

CRM-M -27967 of 2016 (O&M)

Date of decision: 05.10.2016

Sunita

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN

Present: Mr. J.P. Singh, Advocate
for the petitioner.

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

Jitendra Chauhan, J. (Oral)

By filing the present petition under Section 438 of the Code of Criminal Procedure, the petitioner has sought anticipatory bail in FIR No.78 dated 06.07.2016, registered under Section 61/1 of Excise Act, at Police Station Kulgari, District Ferozepur.

On 12.08.2016, this Court had passed the following order:-

“Contends that no recovery was effected from the conscious possession of the petitioner. She is not involved in any other FIR.

Notice of motion for 05.10.2016.

At the asking of the Court, Mr. Mehardeep Singh, Addl.A.G., Punjab, accepts notice. A complete copy of the paper book has been handed over to the learned State counsel, in the Court.

Meanwhile, in the event of arrest of the petitioner by the Arresting Officer, she shall be released on interim bail

subject to the following conditions:

- 1. That she shall make herself available for interrogation by a police officer as and when required;*
- 2. That she shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Court or to any police officer and;*
- 3. That she shall not leave India without previous permission of the Court.”*

It is contended that in pursuance of the order dated 12.08.2016, the petitioner has joined the investigation.

The learned State counsel, on instructions submits that the petitioner has joined the investigation and she 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 12.08.2016, is made absolute, subject to furnishing bail bonds/surety bonds to the satisfaction of learned Chief Judicial Magistrate/Duty Magistrate, concerned.

The petition stands allowed.

05.10.2016

sumit.k

(JITENDRA CHAUHAN)
JUDGE

Whether speaking/reasoned :	Yes	No
Whether Reportable:	Yes	No