

CRM-M-33306-2016

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

CRM-M-33306-2016

Date of Decision: 21.11.2016

Shinder Pal Kaur

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Kushaldeep S. Sandhu, Advocate,
for the petitioner.

Ms. Shivali, Assistant Advocate General, Punjab.

INDERJIT SINGH, J.

Petitioner, Shinder Pal Kaur has filed this petition under Section 438 Cr.P.C. for grant of anticipatory bail in case FIR No.102 dated 07.07.2016, registered at Police Station Sadar Jagraon, District Ludhiana, under Sections 406, 420 and 120-B of the Indian Penal Code.

Notice of motion was issued. Learned State counsel put in appearance on behalf of the respondent-State and contested this petition.

I have heard learned counsel for the petitioner as well as learned State counsel and have gone through the record.

From the record, I find that FIR, in the present case, was got registered by complainant-Gurmit Kaur with the averments that one

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Bachittar Singh took loan on the basis of documents of her house and he was not returning the installments in a timely manner. The complainant gave ₹9 lacs to the present petitioner on her asking in order to settle the matter so that her house could not be auctioned.

Copy of statement of account of Bachitar Singh has been produced which shows that he is paying the installments. The case of the petitioner is of total denial.

In pursuance of the order dated 17.10.2016, the petitioner has already joined the investigation. She is now not required for custodial interrogation.

Keeping in view the facts and circumstances of the present case; without discussing the facts of the case in minute details and without expressing any opinion on the merits of the case, I find that no useful purpose will be served by sending the petitioner to custody. Therefore, finding merit in this petition, the same is allowed. The order dated 17.10.2016, granting interim bail to the petitioner, is made absolute. However, the petitioner shall join the investigation as and when called upon to do so and shall abide by the conditions of Section 438 (2) Cr.P.C.

21.11.2016
parveen kumar

(INDERJIT SINGH)
JUDGE

Whether speaking/reasoned	:	Yes
Whether reportable	:	No