

CRM-M-36450-2016

Date of Decision : 27.10.2016

Manjit Kaur

.....Petitioner

versus

State of Punjab

....Respondent

CORAM : HON'BLE MR. JUSTICE M.M.S. BEDI**Present:** Mr. Bhrigu Datt Sharma, Advocate
for the petitioner.

Ms. Simsi Dhir Malhotra, DAG, Punjab.

M.M.S. BEDI, JUDGE (ORAL)

Petitioner is a lady who is alleged to have stolen the husk/by-products after the shelling of the paddy from the premises which have been rented out to complainant Rajnish Jindal.

On the instructions of Head Constable Narinder Gaur, learned State counsel informs that the petitioner has joined investigation. The application has been opposed *inter alia* on the ground that recoveries are yet to be effected.

Learned counsel for the petitioner has submitted that the paddy stored has been taken away by the State agencies after registration of a case regarding misappropriation of the paddy which was allegedly entrusted for shelling.

I have considered the facts and circumstances of the case and I am of the opinion that it is not a case of custodial interrogation wherein the recoveries could be effected from a lady by sending her in police custody.

The petition is allowed. It is ordered that in case of arrest of

petitioner, she shall be released on bail to the satisfaction of the arresting officer subject to the condition that she will not tamper with the evidence or hamper the investigation in any manner.

(M.M.S. BEDI)
JUDGE

27.10.2016
Neha

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