

**IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH.**

CRM-M No.4506 of 2016

Date of Decision:-04.04.2016

Smt. Sudershan Kumari.

.....Petitioner.

Versus

State of Punjab.

.....Respondent.

CORAM:- HON'BLE MR. JUSTICE JASWANT SINGH

Present:- Mr. Abhay Sharma, Advocate for
Mr. Krishan Singh Dadwal, Advocate for the Petitioner.

Mr. Mikhail Kad, Assistant Advocate General, Punjab
assisted by ASI Avtar Singh.

JASWANT SINGH, J (ORAL)

Prayer is under Section 438 Cr.PC for grant of anticipatory bail to the petitioner Smt. Sudershan Kumari in case FIR No.5 dated 13.01.2016 under Sections 420, 467, 468, 471 IPC registered with Police Station Mehta, District Amritsar Rural.

Petitioner is a 65 years old lady having retired from the rank of Junior Assistant with the Horticulture Department, Punjab. The allegation against her is that she inspite of having obtained ex-parte decree of divorce dated 1.2.1990 from her husband Lekh Raj, secured a job on compassionate appointment on his being gun down by the terrorists on 4.3.1991.

It is contended that in the departmental inquiry report dated

12.6.2003 (P-3) on identical allegations, it was found that the petitioner was still residing along with children with her husband Lekh Raj on account of compromise affected between the parties. Even her subsequent marriage is in the year 2006. It is thus contended that no offence is made out.

Learned Counsel for the petitioner submits that pursuant to the interim order passed by this court petitioner has joined the investigation.

Learned State counsel on instructions from ASI Avtar Singh submits that pursuant to the interim order passed by this court petitioner has joined the investigation and is no longer required for custodial interrogation.

In view of the above, interim protection/pre-arrest bail granted vide order dated 08th of February, 2016 is made absolute.

Petition stands disposed of.

(JASWANT SINGH)
JUDGE

April 04, 2016
Vinay