

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

CRM No.M-7211 of 2016 (O&M)

Date of decision : 24.05.2016

Simmi Khanna @ Lachmi

... Petitioner

Vs.

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA.

Present: Mr. Amit Gupta, Advocate for the petitioner.

Mr. D.S. Virk, AAG, Punjab.

...

TEJINDER SINGH DHINDSA, J.

This order shall dispose of the present petition filed under Section 438 Cr.P.C. seeking concession of anticipatory bail to the petitioner in case FIR No.406 dated 31.12.2015, under Section 420 IPC, registered at Police Station Tripuri, District Patiala.

FIR came to be registered at the instance of Swaran Singh. Complainant claimed himself to be 5th class pass and earning his livelihood by doing labour work. It was alleged that uncle of the complainant knew the present petitioner and on the pretext of getting a government job, the complainant has been duped of a sum of Rs.40,000/-. Argument raised by counsel is that the allegations on the face of it are improbable. It is contended that the petitioner is a house wife and as such, there was no occasion for her to raise any demand towards getting a government job for the complainant. Furthermore, no details with regard to the date of entrustment of Rs.40,000/- has been given by the complainant. It is also argued that even as per complainant's version, he had been adjusted firstly in a workshop for welding purposes and from where he had left of his own

accord and thereafter was got employed with Thapar College, from where also complainant had left and ultimately, the complainant was kept in the house of the petitioner for doing the cleaning job.

On 29.02.2016, while issuing notice of motion, petitioner was granted ad interim protection as regards arrest subject to her joining investigation.

Learned State counsel upon instructions from ASI Jatinder Pal informs the Court that the petitioner has since joined investigation.

In the light of the contentions raised by counsel appearing for the petitioner and coupled with the fact that she has already joined investigation, her custodial interrogation would not be warranted.

Petition is allowed. Order dated 29.02.2016 is made absolute.

Disposed of.

24.05.2016

harjeet

**(TEJINDER SINGH DHINDSA)
JUDGE**