

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

CRM No.M-8417 of 2016 (O&M)

Date of Decision: 01.06.2016

Rubi

... Petitioner

Versus

State of Punjab

... Respondent

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

Present:- Mohd. Shameem, Advocate for
Mr. Saqib Ali Khan, Advocate for the petitioner.

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

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TEJINDER SINGH DHINDSA.J.

This order shall dispose of the present petition filed under Section 438 Cr.P.C. seeking the concession of anticipatory bail to the petitioner in case FIR No.17 dated 15.02.2016, under Sections 307/34 IPC, registered at Police Station City 1 Malerkotla, Tehsil Malerkotla, District Sangrur.

On 10.03.2016, while issuing notice of motion, the following order was passed by this Court:

“Petitioner seeks concession of anticipatory bail in case FIR No.17 dated 15.02.2016, under Sections 307/34 IPC, registered at Police Station City 1 Malerkotla, Sangrur.

Counsel would submit that the FIR has been registered on the statement of Naseem Akhtari and the allegations are targeted against her own husband, namely, Mohammad Sharif who stated to have administered some poisonous substance to the complainant.

It is argued that there is no direct role/act attributed to the present petitioner in such occurrence and the petitioner is sought to be implicated in the case only on the basis of a vague

assertion made by the complainant that her husband was in an illicit relationship with the petitioner.

Notice of motion, returnable for 01.06.2016.

In the meanwhile, petitioner is directed to appear before the Investigating Officer and to join investigation.

In the event of arrest, the petitioner shall be released on interim bail subject to the satisfaction of the Arresting/ Investigating Officer. The petitioner shall join investigation as and when called upon to do so and she shall remain bound by the conditions envisaged under Section 438(2) Cr.P.C.”

Learned State counsel upon instructions from ASI Darshan Singh has apprised the Court that the petitioner has since joined investigation and is not required for any custodial interrogation.

In view of the above, petition is allowed. Order dated 10.03.2016 passed by this Court is made absolute.

Disposed of.

01.06.2016

harjeet

**(TEJINDER SINGH DHINDSA)
JUDGE**