

207

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

CRM-M No.14580 of 2017

Date of Decision: 10.05.2017

SUKHJIT KAUR

.....Petitioner

Vs

STATE OF PUNJAB

.....Respondent

CORAM: *HON'BLE MR. JUSTICE RAJ MOHAN SINGH*

Present: Mr. G.S. Brar, Advocate
for the petitioner.

Mr. Shilesh Gupta, Addl. A.G., Punjab.

RAJ MOHAN SINGH, J.(Oral)

Prayer made in the present petition is for grant of anticipatory bail in a case bearing FIR No.280 dated 19.12.2016 involving offences under Section 457, 380 IPC registered at Police Station Kotwali Bathinda, District Bathinda.

As per prosecution case, petitioner took the premises of the complainant on rent and starting living on the first floor of the house. Petitioner also kept one Jasleen Jot as a co-tenant. Complainant alleged that on 30.10.2016, complainant along with her children and Jasleen Jot went to pay obeisance in the Gurudwara. Room was locked and keys of the *almirah* were

kept concealed in the room itself. Complainant further alleged that the petitioner was in the knowledge of the keys. On 04.11.2016, petitioner and said Jasleen Jot all of sudden left the premises without informing the complainant. The complainant became suspicious and on checking found that her 12 *to/as* of gold and 4 *to/as* of silver ornaments were missing from the *almirah*.

Learned counsel for the petitioner submitted that on 16.10.2016, petitioner visited the house of the complainant and handed over the keys of the rented premises. In fact, she had never left the premises without informing the complainant, nor she was involved in any theft of ornaments of the complainant. Additional Sessions Judge, Bathinda vide order dated 06.01.2017 granted interim protection to the petitioner. Petitioner had already joined the investigation within the prescribed period, but ultimately the prayer for anticipatory bail was declined on the ground of not surrendering her passport as well as on the ground of not facilitating the recovery of gold ornaments. Petitioner is a lady and is ready and willing to join the investigation as and when called upon to do so by the Investigating Agency.

In view of above, I deem it appropriate to direct the petitioner to appear before the Investigating Officer to join

investigation on 16.05.2017 and in the event of her arrest, she will be enlarged on anticipatory bail, subject to the satisfaction of Arresting Officer. However, petitioner shall keep on joining the investigation as and when called upon to do so and she shall abide by the conditions as envisaged under Section 438(2) Cr.P.C..

Petition stands disposed of.

May 10, 2017
Atik

(RAJ MOHAN SINGH)
JUDGE

Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No