

CRM-M-9916-2017

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

CRM-M-9916-2017 (O & M)

Date of Decision:04.08.2017

Balvir Kaur

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Rajesh Bhatheja, Advocate,
for the petitioner.

Mr. A.S.Dhaliwal, DAG, Punjab.

INDERJIT SINGH, J.

Petitioner-Balvir Kaur has filed this petition under Section 438 Cr.P.C. for grant of anticipatory bail in case FIR No.121 dated 12.07.2016, registered at Police Station Moga City, District Moga, under Sections 420 and 120-B of the Indian Penal Code.

Notice of motion has been issued in this case. Learned State counsel has put in appearance on behalf of respondent-State and contested the instant petition.

I have heard learned counsel for the petitioner as well as learned State counsel and have gone through the record.

From the record, I find that as per the prosecution version, the present petitioner entered into an agreement to sell in respect of land measuring 12 kanals with the complainant and received ₹4 lakhs as earnest

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money, but the sale deed has not been executed, rather land in question has been transferred in the name of her son Gurbhej Singh. The case is based on documentary evidence.

In pursuance of the interim order dated 03.04.2017 passed by this Court, the petitioner has already joined the investigation. She is not required for custodial interrogation. Therefore, no useful purpose will be served by sending her to custody.

Keeping in view the facts and circumstances of the present case; without discussing the facts of the case in minute details and without expressing any opinion on the merits of the case, I find merit in this petition and the same is allowed. The order dated 03.04.2017, granting interim bail to the petitioner, is made absolute. However, the petitioner shall join the investigation as and when called upon to do so and shall abide by the conditions of Section 438 (2) Cr.P.C.

04.08.2017

parveen kumar

(INDERJIT SINGH)
JUDGE

Note:	Whether speaking/reasoned	:	Yes
	Whether reportable	:	No