

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

CRM-M-10631-2017 (O&M)

Date of decision: 28.02.2018

Surinder Kaur

... Petitioner

Vs.

State of Punjab

... Respondent

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

Present: Mr. Sandeep Arora, Advocate for the petitioner.

Ms. Jaspreet Kaur, AAG, Punjab.

...

TEJINDER SINGH DHINDSA, J. (ORAL).

This order shall dispose of the instant petition filed under Section 438 Cr.P.C. seeking concession of pre-arrest bail to the petitioner in case FIR No.14, dated 30.01.2017, under Sections 420/380/448/506/120-B IPC, registered at Police Station Lambran, District Jalandhar.

On 29.03.2017 while issuing notice of motion, the following order was passed by this Court:

“Petitioner seeks concession of anticipatory bail in case FIR No.14 dated 30.01.2017, under Sections 420, 380, 448, 506, 120-B IPC, registered at Police Station Lambran, District Jalandhar.

FIR came to be registered on the statement of Tarsem Singh who asserted that he had purchased a house situated within the lal dora from the present petitioner for a consideration amount of Rs.18 lakhs. Allegations are that on 04.09.2016 when he had visited the premises in question, Madan Lal, Geeta and Bachani were present in such house having broken open the locks and upon inquiry having been made as regards their presence, had threatened the

complainant and also assaulted him.

Counsel would argue that the allegations are completely false. No sale deed was executed by the present petitioner in favour of the complainant pertaining to the house in question. That apart, it is contended that even if the version of the complainant is taken at its face value, the allegations of house trespass and assault are against co-accused Madan Lal, Geeta (wife of Madan Lal) and Bachani (mother of Madan Lal).

Notice of motion, returnable for 18.05.2017.

In the meanwhile, petitioner is directed to appear before 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 Karnail Singh apprises the Court that the petitioner has since joined investigation.

That apart the observations made in the notice of motion order have gone un rebutted.

In view of the above, prayer made in the petition is accepted.
Order dated 29.03.2017 passed by this Court is made absolute.

Disposed of.

28.02.2018

harjeet

**(TEJINDER SINGH DHINDSA)
JUDGE**

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| i) | Whether speaking/reasoned? | Yes/No |
| ii) | Whether reportable? | Yes/No |