

**CRM-41435-2018 in/and
CRM-M-26970-2018**

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

**CRM-41435-2018 in/and
CRM-M-26970-2018
Date of decision-26.11.2018**

Krishma Sharma @ Priya

...Petitioner

Vs.

State of Punjab

...Respondent

CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. Nandan Jindal, Advocate for the applicant-petitioner.

Mr. Ramdeep Partap Singh, DAG, Punjab.

MANOJ BAJAJ, J. (Oral)

CRM-41435-2018

Application is allowed as prayed for.

Order dated 06.07.2018 (Annexure P-5) is taken on record
subject to all just exceptions.

Main case

By filing the present petition under Section 438 of the Code of Criminal Procedure, the petitioner has sought anticipatory bail in FIR No.77 dated 22.04.2017 registered under Sections 302, 364, 201 and 120-B of the Indian Penal Code at Police Station Sohana, District SAS Nagar, Mohali. The petitioner was though named in the FIR but after investigation, she was placed in column No.2 and was not sent to face trial. Subsequently, after commencement of trial, the order dated 22.05.2018 (Annexure P-3) was

passed under Section 319 Cr.P.C. summoning the petitioner as an additional accused. Apprehending her detention, this petition was filed to seek concession of pre arrest bail.

On 02.07.2018, this Court had passed the following order:-

“Heard.

Notice of motion for 10.09.2018.

In the meantime, petitioner is directed to surrender before the trial Court/Duty Magistrate, within a week and on her appearance, she shall be released on interim bail, till the next date, on her furnishing bail bond and surety bond to the satisfaction of concerned trial Court/Duty Magistrate.”

Learned counsel for the petitioner has submitted that the order dated 06.07.2018 (Annexure P-5) indicates that the order dated 02.07.2018 stands complied with and the petitioner has already submitted herself before the trial Court and is on interim bail.

Since the petitioner has already appeared before the trial Court, nothing survives in this petition for pre-arrest bail. However, trial Court shall be at liberty to either allow the petitioner on the bail bonds already furnished or seek fresh bail bonds.

Disposed off.

(MANOJ BAJAJ)
JUDGE

26.11.2018

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Whether speaking/reasoned :
Whether Reportable :

Yes	No
Yes	No