

**CRM-M-34858-2018**

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

**CRM-M-34858-2018 (O & M)**

**Date of Decision: 01.10.2018**

Bimla Devi

... Petitioner

Versus

State of Punjab

... Respondent

**CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH**

Present: Mr. Gursimran Singh Madaan, Advocate,  
for the petitioner.

Mr. Pawan Sharda, Sr. DAG, Punjab.

Mr. Gagneshwar Walia, Advocate,  
for the complainant.

**INDERJIT SINGH, J. (Oral)**

**CRM-28078-2018**

Allowed as prayed for, subject to all just exceptions.

Annexures P-1 and P-2 are taken on record.

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Petitioner has filed this petition under Section 438 of the Code of Criminal Procedure, 1973 (for brevity, 'Cr.P.C.') for grant of anticipatory bail in case FIR No.22 dated 23.06.2018, registered at Police Station Sadar Pathankot, District Pathankot, under Sections 380 and 34 of the Indian Penal Code.

Notice of motion was issued in this case. Learned State

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counsel put in appearance on behalf of the respondent-State and complainant has also appeared through his counsel. They contested this petition.

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

As per the prosecution version, only *lalkara* has been attributed to the present petitioner.

In pursuance of the interim order dated 14.08.2018 passed by this Court, the petitioner has already joined the investigation. She is not required for custodial interrogation. Nothing is to be recovered from her. 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 14.08.2018, 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.

**01.10.2018**  
parveen kumar

**(INDERJIT SINGH)**  
**JUDGE**

|              |                           |   |     |
|--------------|---------------------------|---|-----|
| <b>Note:</b> | Whether speaking/reasoned | : | Yes |
|              | Whether reportable        | : | No  |