

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

Sr.No.205

**CRM-M-38643 of 2018
Date of Decision:22.10.2018**

Charanjit Kaur and another

....petitioners

Versus

State of Punjab

.....respondent

CORAM: HON'BLE MR.JUSTICE ARVIND SINGH SANGWAN

Present: Mr.Amrik Singh, Advocate
for the petitioners

Mr.Sidakmeet Sandhu, AAG Punjab

ARVIND SINGH SANGWAN, J.(ORAL) :

Prayer in this petition is for grant of anticipatory bail to the petitioners in FIR No.90 dated 16.08.2018 registered under Sections 379, 447 and 120-B IPC at Police Station Nurpur Bedi, District Rupnagar.

The operative part of the order dated 06.09.2018 vide which interim bail was granted to the petitioner, reads as under:-

“Counsel for the petitioner contends that the FIR has been registered at the instance of the District Development and Panchayat Officer, who has sent the communication to the Block Development Panchayat Officer, who in turn had directed the Station House Officer to register the present FIR. It is further submitted that petitioner No.1 is presently the Sarpanch of Gram Panchayat village Lasari and without fixing her liability under Section 216 of the Punjab Panchayati Raj Act that too after affording her an opportunity of hearing and exhausting her right of appeal provided under the Act, the petitioners cannot be held guilty for the offences as levelled in the FIR.

Notice of motion for 22.10.2018.”

Learned counsel for the State, on instructions from HC Pritam Singh submits that the petitioner has joined the investigation.

In view of the above, the petition is allowed and the interim bail granted to the petitioner vide order dated 06.09.2018 is made absolute.

(ARVIND SINGH SANGWAN)
JUDGE

22.10.2018
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Whether speaking/reasoned
Whether reportable-

Yes/No.
Yes/No