

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

**CRM-M-41436-2018
Date of decision: 03.12.2018**

Davinder Kaur

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- Mr. H. P. S. Ghuman, Advocate
for the petitioner.

Mr. M. S. Nagra, AAG, Punjab.

ARVIND SINGH SANGWAN, J. (Oral)

The petitioner prays for grant of anticipatory bail in FIR No. 71 dated 12.08.2018, under Sections 384, 420, 342 and 120-B of the IPC, registered at Police Station Bhadson, District Patiala.

The operative part of the order dated 19.09.2018, vide which the petitioner has been granted interim bail, is reproduced below:

“Counsel for the petitioner has submitted that while granting anticipatory bail to co-accused namely Charanjit Kaur @ Jeet, the following order has been passed by this Court:-

“Counsel for the petitioner has submitted that as per the allegations in the FIR, at the first instance, it is alleged that the complainant was introduced to one Narinderjot @ Harmanjot and on her invitation, he had gone to her place where he met 03 persons, who have given beatings to him and snatched Rs.9,500/-. It is further submitted that the petitioner is a lady aged about 50 years and her name was cropped up at the second instance given in the FIR that

she had come later on and after the name of the petitioner was figured in the FIR, no amount was withdrawn from the ATM card, even as per the own version of the complainant. Notice of motion for 03.12.2018.”

Counsel for the petitioner has further submitted that the petitioner was also not named in the FIR and her name surfaced on basis of the disclosure statement of other co-accused. Notice of motion for 03.12.2018. ”

Learned counsel for the petitioner submits that the petitioner, in pursuance to the order dated 19.09.2018, has already appeared before the SHO/Investigating Officer and has joined the investigation.

Learned counsel for the State, on instructions from ASI Gursharan Singh, has not disputed the factual position and submits that the petitioner has joined the investigation and is no more required for any further investigation.

In view of the above, the petition is allowed and the interim bail granted to the petitioner, vide order dated 19.09.2018, is made absolute subject to the conditions envisaged under Section 438(2) Cr.P.C.

December 03, 2018

Waseem Ansari

**(ARVIND SINGH SANGWAN)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No