

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

CRM-M-40891 of 2017(O&M)

Date of decision : 18.01.2018

Chandar Kanta

..... Petitioner

Versus

State of Punjab

..... Respondents

CORAM : HON'BLE MRS. JUSTICE LISA GILL

Present: Ms. Ruchi Sekhri, Advocate
for the petitioner.

Ms. Seena Mand, DAG, Punjab.

Mr. G.S.Dhillon, Advocate
for the complainant.

LISA GILL,J(Oral)

Petitioner seeks the concession of anticipatory bail in FIR No.47 dated 09.05.2016, under Section 406, 498-A IPC (offence under Sections 120-B and Section 376 IPC, added later on), registered at Police Station City Budhlada, District Mansa.

Petitioner is a cousin aunt (cousin Mami) of Kulpreet Singh. It is submitted that the role attributed to the petitioner is that her telephone number was given in an advertisement for marriage of the co-accused-Kulpreet Singh. She was proceeded against for the offence punishable under Section 420 IPC on directions of the Punjab State Commission for Non Resident Indians. However, there is no material on record to indicate any false representation by the petitioner. Moreover, she has been found innocent in an inquiry conducted by the Assistant

Inspector General (AIG), Commission, Punjab, vide report dated 10.01.2018. It is thus prayed that this petition be allowed.

Learned counsel for the State, is unable to deny that the petitioner has been found innocent during inquiry.

Keeping in view the facts and circumstances as above but without commenting upon or expressing any opinion on the merits of the case, this petition is allowed.

In the event of arrest of the petitioner, she be released on bail to the satisfaction of the Arresting/investigating Officer. Petitioner shall comply with the conditions stipulated in Section 438(2) Cr.P.C. Petitioner shall however deposit ₹10,000/- to be paid as litigation expenses to the respondent-complainant.

18.01.2018

s.khan

(LISA GILL)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable:Yes/No