

CRM-M-53812-2018

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

CRM-M-53812-2018

Date of Decision: 20.12.2018

Amandeep Kaur

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Lalit Kumar, Advocate,
for the petitioner.

Mr. Pawan Sharda, Sr. DAG, Punjab.

Mr. A.S.Brar, Advocate,
for the complainant.

INDERJIT SINGH, J. (Oral)

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.225 dated 01.11.2018, registered at Police Station City South, District Moga, under Sections 436 and 427 of the Indian Penal Code.

Notice of motion was issued in this case. Learned State counsel has 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.

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From the record, I find that FIR, in the present case, has been registered on the statement of Inder Singh. The present petitioner is married with grand-son of complainant. As per the allegations, a matrimonial dispute is going on and as per the settlement, an amount of ₹9,90,000/- has to be paid to the present petitioner in two installments. As per the allegations, Amandeep Kaur (present petitioner) and her sister Manpreet Kaur set the bedroom on fire by sprinkling kerosene and articles lying in bedroom i.e. bed, A.C., LED and room window were burnt.

Learned counsel for the petitioner submits that a false case has been registered to deprive the rights of the present petitioner.

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 that the petitioner has already joined the investigation; she is not required for custodial interrogation and no useful purpose will be served by sending her to custody. Therefore, finding merit in this petition, the same is allowed. The order dated 06.12.2018, 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.

20.12.2018

parveen kumar

(INDERJIT SINGH)
JUDGE

Note:	Whether speaking/reasoned	:	Yes
	Whether reportable	:	No