

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

Crl. Misc. M-9128-2017 (O&M)

Date of Decision: October 05, 2018

Balwinder Kaur

...Petitioner

Versus

State of Punjab and another

...Respondents

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. G.S. Jagpal, Advocate
for the petitioner.

Ms. Rajni Gupta, Sr. DAG, Punjab.

Mr. Vipul Joshi, Advocate
for the complainant.

JAISHREE THAKUR, J. (Oral)

The instant petition has been filed under Section 438 of Cr.P.C., for grant of anticipatory bail to the petitioner in the event of arrest in FIR No. 2 dated 17.01.2017 under Sections 498-A, 406 of the Indian Penal Code, registered at Police Station Women Cell, District Bathinda.

Learned counsel for the petitioner contends that the petitioner is falsely implicated in the present case and on the direction of this Court, has joined the investigation. It is also contended that nothing is to be recovered from her.

Learned counsel for the respondent No.2 fairly submits that the matter has been compromised and a petition under Section 13-B of the

Hindu Marriage Act has been filed, in which statements have been recorded under the first motion hearing.

Learned State counsel, on instructions from the Investigating Officer, submits that petitioner has joined the investigation and she is not required for the custodial interrogation.

In view of the facts that the matter has been compromised between the parties and a petition under Section 13-B has also been filed and the petitioner is not required for custodial interrogation and has joined the investigation, without commenting on the merits of the case, the petition is allowed and order dated 18.03.2017 granting interim bail to the petitioner is made absolute subject to the conditions laid down in Section 438 Sub Section 2 Clauses (i)(ii) and (iii) of the Code of Criminal Procedure.

October 05, 2018

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**(JAISHREE THAKUR)
JUDGE**

Whether speaking/reasoned
Whether reportable

Yes
Yes/No