

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

CRM-M No. 2493 of 2019

Date of Decision:-22.02.2019

Manjit Kaur

...Petitioner

Versus

State of Punjab

...Respondent

CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ

Present:- Mr. B.S.Bhalla, Advocate for
Mr. Shivender Pal Singh, Advocate
for the petitioner.

Mr. Harsimar Singh Sitta, AAG, Punjab.

MANOJ BAJAJ J.(Oral)

By filing the present petition under Section 438 of the Code of Criminal Procedure, the petitioner has sought anticipatory bail in FIR No. 0001 dated 02.01.2019, under Sections 452, 307 and 380 read with Section 34 IPC and Sections 25 and 27 of the Arms Act, registered at Police Station Bhogpur, District Jalandhar (Rural).

On 21.1.2019, this Court had passed the following order :-

*“By this single order, I will decide both petitions
i.e. CRM-M-2415-2019 and CRM-M-2493-2019. The
petitions have been filed by petitioners, namely,
Gurpreet Kaur and Manjit Kaur, for grant of*

anticipatory bail.

It is alleged in FIR in question that Rakesh Kumar, who is a police employee, armed with pistol and his brother Sonu, jumped the wall of house of complainant Kamlesh Kaur. Rakesh Kumar fired a shot which hit right arm of complainant Kamlesh Kaur. It is further alleged that Sonu was carrying a datar and hit doors and windows. It is further alleged that Sonu opened door and Gurpreet Kaur, wife of Rakesh and mother of Rakesh Kumar, namely, Manjit Kaur wife of Paramjit Rai, came inside. No overt act is attributed to both ladies.

Notice of motion.

On behalf of State, Ms. Sunint Kaur, AAG Punjab, accepts notice. Copy of petition be supplied to learned State counsel during course of day. Reply be filed before next date of hearing.

Adjourned to 22.2.2019.

In the meanwhile, both petitioners are directed to join investigation and disclose all facts to police. In the event of their arrest, petitioners will be released on interim bail to the satisfaction of Arresting Officer, subject to compliance of conditions contained in Section 438(2) Cr.P.C. Photocopy of this order be placed on connected case file.”

Learned counsel for the petitioner contends that in pursuance of the order dated 21.1.2019, the petitioner has joined the investigation.

Learned State counsel on instructions of ASI Narinder Singh submits that the petitioner has joined the investigation and he is not required for custodial interrogation.

In view of the above, without expressing any opinion on the

merits of the case, the interim bail granted by this Court vide order dated 21.1.2019, is made absolute.

The petition stands allowed.

February 22, 2019
Vijay Asija

(MANOJ BAJAJ)
JUDGE

Whether speaking/reasoned
Whether Reportable

Yes / No
Yes / No