

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-6024-2019 (O&M)
Date of decision: 06.11.2019

Satinder Kaur

... Petitioner

Vs.

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. Mohd. Sartaj Khan, Advocate
for the petitioner.

Mr. Jagmohan Ghumman, DAG, Punjab.

Mr. Bipan Ghai, Sr. Advocate with
Mr. Deepanshu Mehta, Advocate
for the complainant.

ARVIND SINGH SANGWAN, J. (ORAL)

Prayer in this petition is for quashing of FIR No.151 dated 15.07.2017 under Section 174-A IPC, registered at Police Station Goraya, District Jalandhar Rural and all the subsequent proceedings arising therefrom.

On 26.02.2019, following order was passed by this Court: -

“...Learned counsel for the petitioner submits that when the FIR was registered, the petitioner was not in India and therefore, the proceedings, in trial arising out of FIR No.30 dated 07.03.2009 under Section 328 IPC, Police Station Goraya, District Jalandhar, were initiated as per Section 83 Cr.P.C. and the petitioner was never served on her ordinary place of residence. It is further submitted that the petitioner has already filed CRM-M-43687-

2017, praying for anticipatory bail in aforesaid FIR No.30, in which, vide order dated 17.11.2017, the petitioner was granted interim bail. Learned counsel further submits that the petitioner had appeared in the said proceedings before the trial Court and she was released on interim bail and this order was later on confirmed on 08.02.2018.

Notice of motion for 19.07.2019.

In the meantime, petitioner is directed to appear before the trial Court within a period of 10 days and the trial Court will release her on interim bail subject to furnishing her bail/surety bonds...”

Learned counsel for the petitioner submits that in pursuance of the aforesaid order, the petitioner has appeared before the trial Court and she has been released on interim bail.

Learned State counsel as well as learned senior counsel for the complainant have not disputed the aforesaid fact.

In view of the above, this petition is allowed. The order dated 26.02.2019, vide which interim bail was granted to the petitioner, is hereby made absolute and FIR No.151 dated 15.07.2017 under Section 174-A IPC, registered at Police Station Goraya, District Jalandhar Rural and all the subsequent proceedings arising therefrom are quashed.

[ARVIND SINGH SANGWAN]
JUDGE

06.11.2019
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Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No