

In the High Court of Punjab and Haryana at Chandigarh

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CRM-M-8171-2019

Date of Decision: 30.04.2019

SHEELA BHARTI

.....PETITIONER

VERSUS

STATE OF PUNJAB

....RESPONDENT

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. Kanwar Pahul Singh, Advocate for the petitioner.

Ms. Ruchika Sabharwal, AAG, Punjab.

ANUPINDER SINGH GREWAL, J (ORAL)

The petitioner is seeking anticipatory bail in FIR No.245 dated 08.11.2016, under Sections 420, 406 and 120-B IPC, registered at Police Station Kapurthala City, District Kapurthala.

Learned counsel for the petitioner contends that the allegations against the petitioner are that she had taken money from the complainant for sending him abroad on work permit but instead of work permit, he was sent on tourist visa and had stayed abroad for a period of three months, after which he was deported. He further contends that the petitioner is not involved in any other case of similar nature and co-accused Mukesh Kumar has been granted the concession of anticipatory bail by this Court in CRM-M-43700-2016.

A coordinate Bench of this Court, by the order dated 28.02.2019, had directed the petitioner to appear before the Investigating Officer and join the investigation and in the event of her arrest, she was ordered to be released on ad-interim bail to the satisfaction of the Investigating/Arresting Officer, subject to the conditions envisaged under Section 438(2) Cr.P.C.

Learned State counsel, on instructions from HC Shubeg Singh, states that the petitioner has joined investigation and is not required for custodial interrogation.

In view of the submissions of learned counsel for the petitioner and keeping in view the fact that the petitioner has joined investigation, the order dated 28.02.2019 granting interim bail to the petitioner is made absolute.

However, the petitioner shall abide by the conditions stipulated under Section 438(2) Cr.P.C. She shall also join investigation as and when called upon to do so.

The petition stands disposed of.

(ANUPINDER SINGH GREWAL)
JUDGE

April 30, 2019
A.Kaundal