

In the High Court of Punjab and Haryana at Chandigarh

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CRM-M-15391-2019(O & M)

Date of Decision: 17.05.2019

NISHI JINDAL

.....PETITIONER

VERSUS

STATE OF PUNJAB

....RESPONDENT

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. Gagandeep Singh Virk, Advocate for the petitioner.

Mr. Amit Mehta, Senior DAG, Punjab.

ANUPINDER SINGH GREWAL, J (ORAL)

The petitioner is seeking anticipatory bail in FIR No.345 dated 24.12.2018 under Section 306 read with Section 34 of the Indian Penal Code registered at Police Station Model Town, Ludhiana, District Ludhiana.

Learned counsel appearing for the petitioner contends that the allegations in the FIR, which has been lodged by the wife of the deceased, are that when the deceased used to pay instalments of 'kitty' to the petitioner, she used to insult him and she along with another person had been demanding money from him. He also contends that the allegations in the FIR prima facie would not amount to an offence under Section 306 of the Indian Penal Code, as the basic ingredients thereof are not satisfied.

This Court, by the order dated 04.04.2019, 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 ASI Sudarshan Kumar, 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 04.04.2019 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

May 17, 2019
A.Kaundal

Whether speaking/ reasoned: Yes/No
Whether Reportable: Yes/No