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

CRM-M-16682 of 2019

Date of decision: May 16, 2019

Usha Devi

.....Petitioner

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present: Mr. Shvetanshu Goel, Advocate for the petitioner.

Mr. Yashwinder Singh, DAG Haryana.

MAHABIR SINGH SINDHU, J (Oral)

Present second petition has been filed under Section 438 of the Code of Criminal Procedure, 1973 (for short 'Cr. P.C.') for grant of anticipatory bail to the petitioner, in FIR No.664 dated 17.12.2018, under Sections 323, 34, 506 of Indian Penal Code, 1860 (for short 'IPC') (Section 326 IPC added later on), registered at Police Station Pundri.

On 11.04.2019, while issuing notice of motion, this Court has passed the following order:-

“Contends that the injury, attributed to the petitioner, is simple in nature caused by leg blow on the knee of the complainant.

Notice of motion for 16.05.2019.

In the meanwhile, the petitioner is directed to join the investigation before the Investigating Officer. In the event of her arrest, the Arresting Officer would admit her to interim bail in the present case till the next date of hearing on her furnishing adequate bail and surety bonds to his satisfaction. The petitioner is also directed to abide by all the conditions as envisaged under Section 438(2) Cr.P.C.”

Learned State counsel, on instructions from Head Constable Dalbir Singh has submitted that petitioner has joined investigation in terms of order dated 11.04.2019 and her custodial interrogation is not required.

In view of the above, order dated 11.04.2019 granting interim bail to the petitioner, is made absolute subject to the provisions of Section 438(2) Cr. P.C.

Petition stands disposed off, accordingly.

However, it is made clear that the petitioner shall fully co-operate with the Investigating Officer as and when called for further investigation.

The above observations may not be construed as an expression of opinion on the merits of the case.

(MAHABIR SINGH SINDHU)
JUDGE

May 16, 2019

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Whether speaking/ reasoned: **Yes**

Whether Reportable: **No**