

In the High Court of Punjab and Haryana at Chandigarh

215-2

CRM-M-20304-2019 (O & M)

Date of Decision: 03.07.2019

ASHWINDER KAUR @ ASHU

....PETITIONER

VERSUS

STATE OF PUNJAB

....RESPONDENT

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. Bhuinder Singh Sudan, Advocate
for the petitioner.

Mr. Dhruv Dayal, Senior DAG, Punjab.

ANUPINDER SINGH GREWAL, J (ORAL)

The petitioner is seeking anticipatory bail in FIR No.49 dated 24.03.2019 under Section 306 of the Indian Penal Code ('IPC' - for short) registered at Police Station Model Town, Ludhiana, District Ludhiana.

Learned counsel for the petitioner contends that the petitioner has been falsely implicated in the present case and the allegations in the FIR are primarily against Sonu, who is the husband of the petitioner and had taken money from the deceased. The allegations against the petitioner are that she along with her brother had gone to the shop of the complainant and threatened his father that because of him Sonu is missing from the house as his father had demanded money from him. There is no other allegation attributed to the petitioner in the FIR and, therefore, prima facie no case for the commission of offence punishable under Section 306 IPC is made out against him.

This Court, by the order dated 06.05.2019, 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 SI Malkeet 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 06.05.2019 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

July 03, 2019

A.Kaundal

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