

211 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-20554-2019
Date of Decision: 14.08.2019

Sahab Kaur

... Petitioner

v/s

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: None for the petitioner
SI Madan Lal, for State

MANOJ BAJAJ, J. (ORAL)

* * *

This petition has been filed by the petitioner under Section 438 Code of Criminal Procedure for grant of anticipatory bail in case FIR No. 541 dated 17.10.2018, under Sections 307, 386, 34, 120-B IPC & Section 25 of Arms Act, 1959 at Police Station Model Town, Rewari, District Rewari. The petitioner apprehend her arrest at the hands of Police.

Perusal of the interim order dated 06.05.2019, reveals that the interim protection was extended to the petitioner. The said order reads as under:-

“Learned counsel for the petitioner contends that as per the FIR, one person entered the Pushpanjali Hospital and opened firing. In all nine rounds were fired by him and no person was injured in the said occurrence. According to him the police had set up a case for extortion as the said person had allegedly given a chit containing his mobile number to the person attending the pharmacy store of the said hospital. As per the prosecution version, firing was done at the instance of Kaushal, son of the present petitioner. It is contended that petitioner is mother of Kaushal and is being indicted falsely. He submits that the custodial interrogation of the petitioner may not be

necessary.

Notice of motion for 14.8.2019.

Meanwhile, the petitioner shall join the investigation and would come present as and when called for and in the event of arrest, the petitioner shall be admitted to interim bail on his furnishing personal and surety bonds to the satisfaction of Arresting/Investigating Officer. The petitioner shall also abide by the conditions as specified under Section 438(2) Cr.P.C .”

SI Madan Lal, who is present in person, has apprised the Court that in deference to the said order dated 06.05.2019, the petitioner has joined the investigation and is not required for custodial interrogation for the time being.

Considering above, the petition is allowed and the interim bail granted by this Court vide order dated 06.05.2019 is made absolute. However, it is made clear that this order shall remain operative till the filing of the final report under Section 173(2) Cr.P.C

The petition stands allowed.

August 14, 2019

Janki

**(MANOJ BAJAJ)
JUDGE**

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No