

In the High Court of Punjab and Haryana at Chandigarh

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CRM-M-21070-2019 (O & M)
Date of Decision: September 11, 2019

MANJIT KAUR

.....PETITIONER

VERSUS

STATE OF PUNJAB

....RESPONDENT

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. K.S. Brar, Advocate for the petitioner.

Mr. N.K. Banka, DAG, Punjab.

ANUPINDER SINGH GREWAL, J (ORAL)

The petitioner is seeking anticipatory bail in FIR No. 177 dated 22.07.2018 under Sections 307, 353, 186 read with Section 34 of the Indian Penal Code and Sections 21 and 22 of the Narcotic Drugs and Psychotropic Substances Act, 1985 ('NDPS Act' - for short) registered at Police Station City Kapurthala, District Kapurthala.

Learned counsel for the petitioner contends that the allegations in the FIR are primarily against Kuldeep Singh, who is stated to have run away from the spot when he was stopped for checking by the police officials. No recovery was effected from him and it is alleged that the petitioner was sitting in the car. The sections of the NDPS Act have been added, as it was suspected on the basis of secret information that the petitioner might have narcotics in the car. He states that the petitioner had earlier been granted ad interim bail by the trial Court and was asked to join investigation. However, as the investigating

officer informed the trial Court that the petitioner had not joined investigation, the protection was withdrawn. He also states that the petitioner is ready to join investigation as and when called upon to do so. The petitioner is a lady having minor children and is not involved in any other case. She has been implicated just because she is the wife of the accused Kuldeep Singh, who is in custody.

This Court, by the order dated 09.05.2019, 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 ASI Surjit 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 the petitioner having joined investigation, the order dated 09.05.2019 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

September 11, 2019

A.Kaundal

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