

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

**CRM-M No.35202 of 2019 (O&M)
Date of Decision: 16.12.2019**

Balwinder Kaur

..... Petitioner

Versus

State of UT, Chandigarh

..... Respondent

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present:- Mr. S.K.Guleria, Advocate for the petitioner.

Mr. Parveen Chauhan, Advocate for
Mr. Gagandeep S. Wasu, APP, UT, Chandigarh
for the respondent.

MAHABIR SINGH SINDHU, J. (Oral)

Present petition has been filed under Section 438 Cr.P.C. for grant of pre-arrest bail to the petitioner in case bearing FIR No.87 dated 04.07.2019, under Section 380 of the Indian Penal Code, 1860, registered at Police Station Sector 19, Chandigarh.

This Court, while issuing notice of motion on 28.08.2019, passed the following order:-

“ *Contends that petitioner is ready to refund an amount of Rs.8000/- to the complainant.*

Let the needful be done within a period of one week.

Notice of motion for 21.10.2019.

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 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. ”

Contends that in terms of the above order, petitioner has joined the investigation.

 Learned Counsel for the UT, Chandigarh, on instructions from the police official present in the Court, has acknowledged that in terms of order dated 28.08.2019, petitioner has joined the investigation and her custodial interrogation is not required. Also stated that there is no other criminal case pending against the petitioner.

 In view of above, interim order dated 28.08.2019 is made absolute subject to the conditions as envisaged under Section 438(2) Cr.P.C.

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

 Disposed off accordingly.

December 16, 2019
Gagan

(MAHABIR SINGH SINDHU)
JUDGE

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether Reportable</i>	<i>Yes/No</i>