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

CRM-M-37070 of 2019

Date of decision: October 14, 2019

Kamalpreet Kaur

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present: Mr. P.S. Ahluwalia, Advocate for the petitioner.

Mr. V.G. Jauhar, Senior DAG Punjab.

MAHABIR SINGH SINDHU, J

Present 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 petitioner, in FIR No.22 dated 23.04.2019, under Sections 420, 465, 468, 471, 406, 120-B of the Indian Penal Code, 1860, registered at Police Station City Banga, District SBS Nagar.

On 04.09.2019, while issuing notice of motion, this Court has passed the following order:-

“Contends that petitioner is not the beneficiary rather the entire loan amount was withdrawn by co-accused Gurvinder Singh, who has already been arrested. Further contends that even the land of the petitioner is mortgaged with the bank and proceedings before the Debt Recovery Tribunal, Chandigarh Bench, Chandigarh (for short ‘the DRT’) are also pending at the instance of the bank. Also contends that even the co-accused Parminder Kaur has already been granted the concession of pre-arrest bail by this Court vide order dated 28.08.2019.

Notice of motion for 14.10.2019.

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.”

Learned State counsel, on instructions from ASI Sunil Dutt, has pointed out that in terms of order dated 04.09.2019, the petitioner has joined investigation and her custodial interrogation is not required.

In view of the above, order dated 04.09.2019 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

October 14, 2019

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Whether speaking/ reasoned: Yes/No

Whether Reportable: Yes/No