

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

CRM-M-38846 of 2019
Date of Decision: 29.10.2019

SundriPetitioner
Versus
State of Haryana ...Respondent

CORAM:HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present: Mr. M.S. Chahal, Advocate
for the petitioner.

Mr. Arun Kumar, AAG, Haryana.

MAHABIR SINGH SINDHU, J.(Oral)

Present petition has been filed under Section 438 Cr.P.C.
seeking pre arrest bail in case FIR No.260 dated 31.07.2019 under
Sections 324, 453 and 34 (Section 325 of IPC added later on) of the
Indian Penal Code, registered at Police Station Saran, Faridabad.

On 12.09.2019, while issuing notice of motion the
following order was passed by this Court:

“Contents that dispute has arisen primarily on account of
some matrimonial discord between the parties.

Notice of motion for 29.10.2019.

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.”

It is contended by learned counsel for the petitioner that
in terms of the above order, petitioner has already joined

investigation.

Learned State counsel on instructions from SI Hari Kishan has acknowledged the above factual position and stated that the custodial interrogation of the petitioner is no longer required in the present case.

In view of the above, order dated 12.09.2019 is made absolute subject to the provisions of Section 438(2) Cr. P.C.

Petition stands disposed off.

However, it is made clear that above observations may not be construed as an expression of opinion on the merit of the case pending before learned trial Court.

[MAHABIR SINGH SINDHU]
JUDGE

October 29, 2019

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Whether speaking/reasoned
Whether reportable?

Yes/no
Yes/no