

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

**CRM-M No.44828 of 2019 (O&M)
Date of Decision: 13.12.2019**

Sharmila

..... Petitioner

Versus

State of Haryana

..... Respondent

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present:- Ms. Sangeeta Yadav, Advocate for the petitioner.

Mr. Arun Beniwal, DAG, Haryana for the respondent/State.

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.178 dated 14.04.2018, under Section 409 of the Indian Penal Code, 1860, registered at Police Station Mohindergarh, District Mohindergarh.

This Court, while issuing notice of motion on the previous date of hearing i.e. 22.10.2019, passed the following order:-

“ Contends that allegations are of the year 2013 and moreover, on similar set of allegations, FIR No.509, dated 25.11.2016 under Sections 409, 419, 420, 120-B IPC, Police Station Mohindergarh, was registered and petitioner along with her husband were granted concession of bail by the learned trial Court, but again the present FIR has been registered on 14.04.2018, thus, the same is absolutely misuse of the process of the Court.

Notice of motion for 13.12.2019.

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. ”

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

Learned State Counsel, on instructions from S.I. Resham Singh, has acknowledged that in terms of order dated 22.10.2019, petitioner has joined the investigation and her custodial interrogation is not required.

In view of above, interim order dated 22.10.2019 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 13, 2019

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**(MAHABIR SINGH SINDHU)
JUDGE**

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