

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

**CRM-M No.45144 of 2019 (O&M)
Date of Decision: 19.12.2019**

Pooja Joshi

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present:- Mr. Abhay Kumar Sharma, Advocate for the petitioner.

Mr. Harpreet Singh Multani, AAG, Punjab
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.129 dated 29.08.2019, under Sections 406, 420 of the Indian Penal Code, 1860 and Section 24 of the Immigration Act, registered at Police Station Satnampura, Phagwara, District Kapurthala.

This Court, while issuing notice of motion on 23.10.2019, passed the following order:-

“ *Notice of motion for 19.12.2019.*

Meanwhile, in the event of arrest, the petitioner be released on interim bail subject to her furnishing personal bonds and surety to the satisfaction of Arresting/Investigating Officer. However, the petitioner shall join the investigation as and when called upon to do so and shall abide by the conditions as provided under Section 438 (2) Cr.P.C.

At this stage, Mr. Nikunj Dhawan, Advocate has appeared and filed power of attorney on behalf of the complainant. Same is taken on record. ”

Contends that in terms of the above order, petitioner has joined the investigation. Also stated at bar that matter has been compromised with the complainant and a quashing petition bearing CRM-M No.45257 of 2019 is pending before this Court on 17.01.2020.

Learned State Counsel, on instructions from ASI Jaswinder, has acknowledged that in terms of order dated 23.10.2019, petitioner has joined the investigation and her custodial interrogation is not required.

In view of above, interim order dated 23.10.2019 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 19, 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>