

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

220

CRM-M-52621-2019

Date of decision : 20.12.2019

Loveleen Kaur

... Petitioner

Versus

State of Punjab

.. Respondent

CORAM :HON'BLE MR.JUSTICE ANUPINDER SINGH GREWAL

Present:- Mr. Vijay Kumar, Advocate for the petitioner.

Mr. N.K. Banka, DAG, Punjab.

Anupinder Singh Grewal, J. (Oral)

The petitioner is seeking anticipatory bail in FIR No.0144 dated 08.06.2019, under Section 306 of the Indian Penal Code, 1860 ('IPC' – for short), registered at Police Station Kotwali, District Patiala.

Learned counsel for the petitioner contends that the allegations in the FIR do not constitute a *prima facie* case for the commission of offence punishable under Section 306 IPC. He also contends that the petitioner, who is the wife of the deceased, had been residing separately from the deceased for the last four years prior to his death and they had also preferred a petition for divorce on the basis of mutual consent. There is a delay of four months in lodging the FIR.

This Court, by the order dated 10.12.2019, had directed the petitioner to appear before the Investigating/Arresting Officer and join the investigation and in the event of her arrest, she was to be released on ad-interim bail to the satisfaction of the Investigating/Arresting Officer, subject to the conditions envisaged under Section 438(2) Cr.P.C.

Learned State counsel, upon instructions from ASI Jasvir Singh, states that although the petitioner has joined investigation but she is required for custodial interrogation.

In view of the submissions of learned counsel for the petitioner and the petitioner having joined investigation, the order dated 10.12.2019 granting interim bail to the petitioner is made absolute.

However, the petitioner shall abide by the conditions stipulated under Section 438(2) Cr.P.C. She shall also join investigation as and when called upon to do so.

The petition stands disposed of.

(ANUPINDER SINGH GREWAL)
JUDGE

December 20, 2019

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Whether speaking/reasoned	:	Yes
Whether Reportable	:	Yes/No