IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

207

CRM-M-897-2019

Date of Decision:27.01.2020

Kamalpreet Kaur **.....Petitioner**

Versus

State of Punjab **.....Respondent**

CORAM: HON'BLE MR.JUSTICE HARI PAL VERMA.

Present: **Dr. Anmol Rattan Sindhu, Senior Advocate with Mr. Mayank Goyal, Advocate, for the petitioner.**

Ms. Ruchika Sabharwal, AAG, Punjab.

Mr. Ramnish Puri, Advocate, for the complainant.

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HARI PAL VERMA, J.(Oral)

Prayer in the present petition filed under Section 438 of the Code of Criminal Procedure, 1973 is for grant of anticipatory bail to the petitioner in FIR No.52 dated 15.12.2018 under Sections 306/34 IPC, registered at Police Station Govt. Railway Police, District Faridkot.

Vide order dated January 14, 2019, notice of motion in the case was issued for 12.02.2019 and the petitioner was granted interim bail, in terms of order dated 01.01.2019 passed in **CRM-M-64842-2018 (Hardeep Inder Singh Versus State of Punjab).**

Further vide order dated 11.07.2019, learned State Counsel has submitted that voice sample of the petitioner is required to be matched in

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the case and, therefore, petitioner is required to join the investigation.

Accordingly, this Court had directed the petitioner to appear before the Investigating Officer, so as to join the investigation.

Learned State Counsel, on instructions from ASI Hardeep Kumar, submits that the petitioner has joined the investigation and specimen voice sample of the petitioner matches with Nitika in the case and as per report dated 31.10.2019 received from CFSL, voice sample of the petitioner is marked as S-1 matches with speaker marked as Q/1. However, she states that the petitioner has joined the investigation, her voice sample has been obtained and custodial interrogation of the petitioner is no more required at this stage.

Learned counsel for the complainant has argued that initial order was passed in the light of order dated 01.01.2019 passed in **CRM-M-64842-2018 (Hardeep Inder Singh Versus State of Punjab),** wherein petitioner in that case was admitted on bail on the ground of delay as such petitioner is not entitled to be admitted on anticipatory bail.

Heard learned counsel for the parties.

Considering the fact that report in the case has been received and the petitioner has joined the investigation and her custodial interrogation is no more required, present petition is allowed and the interim bail granted to the petitioner vide order dated 14.01.2019 is hereby made absolute.

However, if required, the petitioner shall continue to join investigation as and when required to do so and shall abide by the terms and conditions, as laid down under Section 438(2) Cr.P.C.

However, the petitioner shall not be entitled for any benefit of

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the observations, if any, made by this Court during the proceedings and the trial court shall not be influenced by any such observations.

January 27, 2020 **(HARI PAL VERMA)**
seema **JUDGE**

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No

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