

CRM-M-8843-2019
Date of decision: 17.01.2020

MEENA RANI

...PETITIONER

VERSUS

STATE OF HARYANA

...RESPONDENT

CORAM: HON'BLE MR. JUSTICE VIVEK PURIPresent: Mr. Sandeep Kumar Yadav, Advocate
for the petitioner.

Mr. B.S. Virk, DAG, Haryana.

VIVEK PURI, J. (ORAL)

Present petition under Section 438 Cr.P.C. for seeking anticipatory bail to the petitioner, namely Meena Rani in case FIR No. 117 dated 11.02.2019, registered under Sections 406 & 420 IPC at Police Station Bhiwani City, District Bhiwani.

On 27.02.2019, the following order was passed.

“Learned counsel for the petitioner contends that the name of the petitioner has wrongly been dragged into the case. Even as per the allegations, there is no participation of the petitioner in the process of withdrawing the alleged money from the postal account of the customer. As per the allegations, it was done by one Sanjay Gupta, the Dak Assistant working in the Post Office, on a false identification by Sanjay Gautam, the brother-in-law of the petitioner. Not only this, the incident pertains to the year 2012. Admittedly, the money was deposited by the above said Sanjay Gupta; along with interest; in the year 2012 itself. Therefore, otherwise

also, there is no basis for registration of the case against the petitioner at this stage.

Notice of motion for 20.05.2019.

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”.

It has been stated by the learned counsel for the petitioner that in pursuance of the interim direction the petitioner has joined the investigation and nothing has to be recovered from her.

Learned State counsel on instructions from ASI Suresh Kumar has not disputed factual position.

In view of the submissions of learned counsel for the petitioner and keeping in view the fact that the petitioner has joined investigation, the order dated 27.02.2019, 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.

17.01.2020
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(VIVEK PURI)
JUDGE

Whether speaking/reasoned: Yes/No
Whether reportable: Yes/No