

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

CRM-M-12276-2020 (O&M)

Date of Decision: 29.07.2020

Sukhwinder Kaur

.....Petitioner

Versus

State of Punjab

....Respondent

CORAM: HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA

Present:- Mr. Anmol Partap Singh Mann, Advocate for the petitioner.

Mr. A.S. Sandhu, Addl. A.G. Punjab.

TEJINDER SINGH DHINDSA J.(Oral)

This case has been taken up through Video Conferencing via Webex facility in the light of Pandemic Covid-19 situation and as per instructions.

This order shall dispose of the instant petition filed under Section 438 Cr.P.C. seeking concession of anticipatory bail to the petitioner in FIR No.97 dated 31.08.2019 under Sections 306 and 120-B IPC registered at Police Station Chabhal, District Tarn Taran.

While issuing of notice of motion, the following order was passed by this Court on 13.05.2020:-

“The matter has been taken up by way of Video Conferencing through What's app facility in view of Covid-19 situation as per instructions issued.

The petitioner seeks anticipatory bail under section 438 Cr.P.C. in FIR No.97 dated 31.8.2019 under Sections 306, 120-B IPC registered at Police Station Chabhal, District Tarn Taran (Police Station written as “Jhabal” in the FIR).

Counsel for the petitioner has pointed out that Balwinder Singh husband of the petitioner namely Sukhwinder Kaur has been granted interim anticipatory bail in Criminal Misc. No. CRM-M-12253-2020-Balwinder Singh Vs. State Punjab by a coordinate Bench today itself and the matter has been adjourned to 29.7.2020.

Keeping in view the said fact that the petitioner is also placed at the same pedestal in the FIR as such, therefore, she is entitled for the benefit of interim anticipatory bail.

Notice of motion for 29.7.2020.

Ms. Rashmi Attri, AAG, Punjab accepts notice.

In the meantime, it is directed that the petitioner shall join investigation and in the event of arrest of the petitioner, she shall be released on ad-interim bail by the Arresting/Investigating Officer. The petitioner shall join investigation as and when required and shall comply with the conditions laid down in Section 438(2) Cr.P.C.

To be heard along with CRM-M-12253 of 2020.”

Learned State counsel upon instructions from ASI Om Parkash, informs the Court that the petitioner has since joined investigation and is not required for custodial interrogation.

In view of the above petition is allowed. Order dated 13.05.2020 is made absolute.

Petition disposed of.

(TEJINDER SINGH DHINDSA)
JUDGE

July 29, 2020

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Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No