

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

**CRM-M-25096 of 2019
Date of Decision:-05.02.2020**

Nisha Talwar

...Petitioner

Versus

State of Haryana

...Respondent

CORAM:- HON'BLE MR. JUSTICE JASGURPREET SINGH PURI

Present:- Mr. Sanjay Verma, Advocate
for the petitioner.

Mr. Munish Sharma, AAG, Haryana.

JASGURPREET SINGH PURI J.(Oral)

This petition has been filed by the petitioner under Section 438 Code of Criminal Procedure for grant of anticipatory bail in case FIR No.179 dated 30.4.2019, under Sections 3,4,5,6 and 7 of the Immoral Traffic (Prevention) Act, 1956, registered at Police Station Sadar Thanesar, District Kurukshetra. The petitioner apprehended his arrest at the hands of Police in the above FIR.

On 18.09.2019 the petitioner was granted interim bail by this Court subject to her joining the investigation and a query was also raised with regard to appointing of a Special Police Officer for the area in question. The State had produced a copy of notification dated 17.12.2019 issued by the Government of Haryana on 17.12.2019 regarding appointment

of Special Police Officer under Immoral Traffic (Prevention) Act, 1956 by exercising the powers conferred by sub-section (1) of Section 13 of the Immoral Traffic (Prevention) Act, 1956 (Central Act No.104 of 1956).

Learned counsel for the petitioner has contended that the petitioner has been acquitted in all other cases and in the present case she has already joined the investigation.

Learned State counsel on instructions from Inspector Gurvinder Singh submits that the petitioner has joined the investigation and has fully cooperated with the investigation process and there is no requirement for her custodial interrogation in the present case.

Considering above, the petition is allowed and the interim bail granted by this Court vide order dated 18.9.2019 is made absolute.

February 05, 2020
Vijay Asija

(JASGURPREET SINGH PURI)
JUDGE

Whether speaking/reasoned
Whether Reportable

Yes / No
Yes / No