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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-31319-2019
Date of decision-14.01.2020

Jaspreet Kaur

...Petitioner

Vs.

State of Punjab

...Respondent

CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. Gurmeet Singh Saini, Advocate for the petitioner.

Mr. Prabhjot Singh Walia, AAG, Punjab.

MANOJ BAJAJ, 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.79 dated 14.04.2019 under Section 302 of Indian Penal Code, 1860 (Section 120-B IPC added later on) registered at Police Station Khanna City-2, District Ludhiana. The petitioner apprehended her arrest at the hands of Police.

Learned counsel for the petitioner has invited the attention of the Court to the order dated 24.07.2019 whereby while issuing notice of motion to the respondent-State, the interim protection was extended to the petitioner. The said order reads as under:-

“Learned counsel for the petitioner contends that the petitioner is minor sister of accused Gurmeet Singh. He has placed reliance upon the orders dated 10.7.2019 passed by this Court, whereby interim pre-arrest bail was

granted to them.

Notice of motion for 25.11.2019.

To be heard along with CRM-M-26474 of 2019.

Meanwhile, the petitioner shall join the investigation and would come present as and when called for and in the event of arrest, the petitioner shall be admitted to interim bail on her furnishing personal and surety bonds to the satisfaction of Arresting/Investigating Officer. The petitioner shall also abide by the conditions as specified under Section 438(2) Cr.P.C.”

Learned counsel for the petitioner further contends that in deference to the said order, the petitioner submitted herself before the Police and joined the investigation. According to him, the petitioner cooperated with the Police Authorities during the investigation and furnished requisite bonds to the satisfaction of the Investigating Officer/Arresting Officer. It is further pointed out that the co-accused of the petitioner, namely, Mohan Singh has already been extended the concession of anticipatory bail vide order dated 19.09.2019.

Learned State counsel who is assisted by ASI Sanjong Singh does not dispute this fact that the petitioner has joined the investigation. Learned counsel on instructions from ASI Sanjong Singh further states that the petitioner is not required for custodial interrogation for the time being.

Considering above, the petition is allowed and the interim bail granted by this Court vide order dated 24.07.2019 is made absolute.

(MANOJ BAJAJ)
JUDGE

14.01.2020

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