

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

**CRM-M No. 52760 of 2019 (O&M)
Date of Decision:- 10.01.2020**

Nazma

...Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE RAJ MOHAN SINGH

Present:- Mr. Sandeep Arora, Advocate
for the petitioner.

Mr. Ramandeep Sandhu, Sr. DAG, Punjab.

RAJ MOHAN SINGH, J.(Oral)

The petitioner seeks grant of anticipatory bail in case bearing FIR No.45 dated 28.05.2019, registered under Sections 353, 186, 332, 148 and 149 IPC, at Police Station Dhariwal, District Gurdaspur.

Notice of motion was issued on 11.12.2019 by passing the following order:-

“The petitioner is seeking anticipatory bail in FIR No.45 dated 28.05.2019 under Sections 353, 186, 332, 148, 149 of the Indian Penal Code registered at Police

Station Dhariwal, district Gurdasur.

Learned counsel for the petitioner contends that the petitioner is not named in the FIR wherein it is alleged that co-accused, namely, Farooq Masih along with others had torn the uniform of a police official and abused him. He also contends that the petitioner has been falsely implicated as co-accused, namely, Farooq Masih had filed a contempt petition against SHO Raj Masih prior to the registration of the FIR.

Issue notice to the respondent returnable on 10.01.2020.

In the meantime, the petitioner is directed to appear before the investigating/arresting officer and join investigation. In the event of her arrest, the investigating/arresting officer shall release the petitioner on ad interim bail subject to his satisfaction. The petitioner shall also abide by the conditions as envisaged under Section 438 (2) Cr.P.C.”

In compliance to the aforesaid order, learned counsel for the petitioner states that the petitioner has joined the investigation and undertakes to join further investigation as and when called upon to do so by the Investigating Agency.

Learned State counsel on instructions from ASI Parkash Singh admits the same and states that her custodial interrogation is no more required in further investigation of the case.

In view of the statement made by learned State counsel, order dated 11.12.2019 is made absolute, however

petitioner shall keep on abiding the conditions as envisaged under Section 438 (2) Cr.P.C.

Petition stands disposed of.

10.01.2020

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(Raj Mohan Singh)
Judge

Whether speaking /reasoned
Whether Reportable

Yes / No
Yes / No