

208 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-53050-2019
Date of Decision: 03.03.2020

Baljit Kaur

... Petitioner

v/s

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE VIVEK PURI

Present: Mr. Arnav Sood, Advocate for the petitioner.

Ms. Sakshi Bakshi, AAG Punjab assisted by
ASI Barinder Kumar.

* * *

VIVEK 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.36 dated 26.05.2019, under Section 420, 406 IPC registered at Police Station Balachaur, District Shaheed Bhagat Singh Nagar.

On 17.12.2019 following order was passed:

“Contentends that co-accused, namely, Channa Ram has already been granted the concession of pre-arrest bail by this Court, vide order dated 25.09.2019 (P-4). Also contends that there is no other criminal case pending against the petitioner.

Learned State Counsel will verify the pendency of other criminal case against the petitioner.

Adjourned to 03.03.2020.

In the meanwhile, the petitioner is directed to join the investigation before the Investigating Officer. In the event of her arrest, the Arresting Officer would admit her to interim bail in the present case till the next date of hearing on her furnishing adequate bail and surety bonds to his satisfaction. The petitioner is also directed to abide by all the conditions as

envisaged under Section 438(2) Cr.P.C.”

It has been stated by learned counsel for the petitioner that the petitioner has joined the investigation in pursuance of the interim directions issued by this Court and nothing has to be recovered from her. The petitioner is a lady and her co-accused Channa Ram has already been granted pre-arrest bail in terms of the order dated 25.09.2019.

Learned State counsel, on instructions from ASI Barinder Kumar, has not disputed the factual position of the case and has further stated that petitioner is not involved in any other criminal case. In these set of circumstances, sufficient exceptional circumstances are made out to extend the concession of pre-arrest bail to the petitioner. The order dated 17.12.2019 is made absolute.

The petition stands allowed.

03.03.2020

Janki

**(VIVEK PURI)
JUDGE**

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