

214.

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

CRM-M-5905-2021

Date of Decision: 27.08.2021

(Heard through VC)

KAMLESH KAUR

.... Petitioner

Versus

STATE OF PUNJAB

.... Respondent

CORAM: HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. Beant Singh Seemar, Advocate,
for the petitioner.

Mr. A.S. Gill, Senior DAG, Punjab.

Mr. K.S. Dadwal, Advocate,
for the complainant.

JAISHREE THAKUR.J (Oral)

1. The instant petition has been filed under Section 438 Cr.P.C. for grant of anticipatory bail to the petitioner in case FIR No.69, dated 17.10.2020, registered under Sections 326-A, 498-A/34 of IPC (Section 201 IPC added lateron) at Police Station Pojewal, District SBS Nagar.

2. Counsel for the petitioner would argue that the petitioner herein has been falsely implicated in the present case. She is married to the elder brother of the husband of the complainant and are residing separately. It is submitted that pursuant to the order dated 16.02.2021, petitioner has joined investigation and her custodial interrogation would not be required, whereas counsel appearing on behalf of the complainant would submit that the allegations in the FIR would reflect that she had suffered 50% burn injuries

and the petitioner herein was very much present at the time when the incident took place.

3. Learned State counsel would submit that the petitioner herein has joined investigation and the challan stands presented. It is also submitted that the husband of the petitioner herein was allowed anticipatory bail and he joined investigation.

4. I have heard learned counsel for the parties.

5. In view of the fact that the petitioner herein who is the *jethani* of the complainant has joined investigation and the challan stands presented, no useful purpose would be served in sending her in custody.

6. Accordingly, the instant petition is allowed and the order dated 16.02.2021 granting interim bail to the petitioner is made absolute, subject to the conditions laid down in Section 438 (2) Cr.P.C.

(JAISHREE THAKUR)
JUDGE

27.08.2021

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