

205 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-13514-2021

Date of Decision : 22.09.2021

Simranjeet Kaur

...Petitioner

versus

State of Punjab

....Respondent

Coram : Hon'ble Mr. Justice B.S. Walia

Present : Mr. Navjit Singh, Advocate for the petitioner.
Mr. Sandeep Singh Deol, DAG, Punjab.

B.S. Walia, J. (VC)

1. Case is being taken up for hearing through Video Conferencing due to Covid-19 pandemic.

2. Prayer in the petition under Section 438 Cr.P.C. is for grant of pre-arrest bail to the petitioner in case FIR No.65 dated 07.03.2020, registered under Sections 420 and 120-B IPC at Police Station Sadar, Tarn Taran, District Tarn Taran.

3. On 24.03.2021, the following order was passed:-

“Case is being taken up for hearing through Video Conferencing due to Covid-19 pandemic.

Learned counsel contends that the petitioner has been implicated in a false case registered against her by her brother-in-law as she has merely inherited the property in question from her husband on his death and in respect of which, the husband of the petitioner had allegedly given a false affidavit before the revenue authorities stating therein that he along with his mother were the only legal heirs of his late father and that the said affidavit was neither signed by the petitioner nor was she even aware about the existence of the said affidavit nor in any way linked to the affidavit in any manner.

Notice of motion.

Mr. Hittan Nehra, Addl. AG, Punjab, accepts notice on behalf of the respondent and requests for an adjournment to obtain instructions and to file reply.

Adjourned to 05.05.2021.

In the meantime, the petitioner is directed to join investigation and fully cooperate with the police. However, in the event of arrest, the petitioner be released on ad-interim pre-arrest bail subject to her furnishing bail bonds to the satisfaction of the Arresting / Investigating Officer. The petitioner shall abide by the conditions envisaged under Section 438 (2) Cr.P.C., failing which, the interim protection granted to the petitioner, shall stand vacated.”

4. Today, learned counsel for the petitioner contends while learned State counsel on instructions from *SI Tarsem Singh* confirms that pursuant to the order of this Court dated 24.03.2021, the petitioner joined investigation, fully cooperated with the police, was released on ad interim pre arrest bail and that her custodial interrogation is not required.

5. In view of the statement of learned State counsel, order dated 24.03.2021, passed by this Court, is made absolute. The petitioner shall abide with the conditions enumerated in Section 438(2) Cr.P.C. However, nothing stated hereinabove shall be construed to be an expression of opinion on the merits of the case.

6. Petition stands *disposed of* in the aforementioned terms.

(B.S. Walia)
Judge

22.09.2021

‘Amit’

<i>Whether speaking/ reasoned</i>	:	<i>Yes/No</i>
<i>Whether reportable</i>	:	<i>Yes/No</i>