

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

CRM-M-17284-2021

Date of decision:23.08.2021

Mamta Kapoor

...Petitioner

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present:- Mr. Navneet Singh, Advocate for the petitioner.

Mr. Ashok Singh Chaudhary, Addl. A.G., Haryana.

Mr. Pawan Kumar Hooda, Advocate for the complainant.

HARNARESH SINGH GILL, J. (ORAL)

Case is taken up for hearing through video conferencing.

Status report, by way of an affidavit dated 18.08.2021 of Assistant Commissioner of Police, NIT, Faridabad, filed in the Registry, is taken on record.

Through this petition under Section 438 Cr.P.C., the petitioner seeks anticipatory bail in case bearing FIR No.109 dated 22.03.2021 registered under Sections 406, 420, 34 IPC at Police Station Faridabad Kotwali, District Faridabad.

Learned counsel for the petitioner as well as learned counsel for the complainant submit that a compromise has been effected between the parties and they are in the process of filing the petition for quashing of the FIR in question on the basis of compromise.

Learned counsel for the petitioner submits that the co-accused, namely, Sibiya Arora and Ankit Kapoor have been granted anticipatory bail by this Court vide order dated 02.08.2021. Even the husband of the

petitioner, namely, Vinod Kapoor has also been granted anticipatory bail.

Learned State counsel as well as learned counsel for the complainant does not dispute the factum of the compromise.

I have heard learned counsel for the parties.

Keeping in view the facts and circumstances of the present case and without expressing any opinion on the merits of the case, this Court finds merit in this petition and the same is allowed. The petitioner is directed to join the investigation as and when called upon to do so and if she is sought to be arrested, she shall be released on anticipatory bail to the satisfaction of Investigating Officer/Arresting Officer, subject to the conditions as envisaged in Section 438(2) of the Code of Criminal Procedure.

It is made clear that if pursuant to and in compliance with this order, the petitioner does not cooperate with the investigating agency, the investigating agency would be liberty to move an appropriate application for cancellation of bail.

23.08.2021
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(HARNARESH SINGH GILL)
JUDGE

Whether reasoned/speaking?	Yes/No
Whether reportable?	Yes/No