

206

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-21972-2021 (O&M)
Date of Decision: 02.12.2021

Santosh Kumari

.. Petitioner

Vs.

State of Haryana

..Respondent

CORAM: HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. Adarsh Jain, Advocate for the petitioner.

Mr. Sukhdeep Parmar, DAG, Haryana.

Mr. Vishal Yadav, Advocate
for the complainant.

...

Manoj Bajaj, J. (Oral)

Petitioner has filed this petition under Section 438 Code of Criminal Procedure for grant of anticipatory bail in a case FIR No.143 dated 08.03.2021, registered under Sections 420, 406 and 34 IPC at Police Station City Palwal, District Palwal. The petitioner apprehended her arrest at the hands of Police, in the above FIR.

Learned counsel for the petitioner has invited the attention of the Court to the order dated 03.06.2021, which reads as under:

“The concession of anticipatory bail has been sought by the petitioner through instant petition under Section 438 Cr.P.C., in case, FIR No.143, dated 08.03.2021, under Sections 420, 406 and 34 IPC, Police Station City Palwal, District Palwal.

It is contended that the FIR was registered after about two and a half years of alleged execution of an agreement to sell dated 13.08.2018. Further, it is contended that the matter in dispute is pre-dominantly of a civil nature and custodial interrogation of the present petitioner is not at all required.

Notice of motion.

Mr. Manish Dadwal, AAG, Haryana accepts notice on behalf of the respondent-State. Copy of the paper book has already been supplied to learned State counsel.

Adjourned to 11.06.2021.

Let status report/reply be filed by learned State counsel on or before the date fixed.”

He further states that subsequently after hearing, the interim protection was extended to the petitioner on 11.06.2021.

Learned counsel for the petitioner further states that in deference to the said order, the petitioner submitted herself before the Police and joined the investigation. According to him, the petitioner cooperated with the Police Authorities during the investigation and furnished requisite bonds to the satisfaction of the Investigating Officer/Arresting Officer.

Learned State counsel, who is assisted by SI Surender Singh does not dispute this fact that the petitioner has joined the investigation and he is not required for custodial interrogation for the time being.

Considering above, the petition is allowed and the interim bail granted by this Court vide order dated 11.06.2021 is made absolute.

02.12.2021
Jasmine Kaur

(MANOJ BAJAJ)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes No
Yes No