

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

203

CRM-M-19637 of 2021
Date of Decision : 09.09.2021

Meena Tyagi

..Petitioner

Versus

State of Haryana

...Respondent

(Through video conferencing)

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Mohd. Uzair, Advocate for the petitioner.

Mr. Gaurav Bansal, AAG, Haryana.

Harsimran Singh Sethi, J. (Oral)

Petitioner is seeking anticipatory bail in FIR No.486 dated 10.11.2020 registered under Sections 448, 511, 451, 380 and 34 of IPC at Police Station Dabua, District Faridabad.

Learned counsel for the petitioner contends that in terms of order dated 17.05.2021 passed by a Coordinate Bench of this Court, the petitioner has joined the investigation. The said order is as under:-

“This is the 1st petition filed under Section 438 Cr.P.C., for grant of anticipatory bail to the petitioner, in case FIR No. 486, dated 10.11.2020, registered under Sections 448, 511, 451, 380, 34 IPC, lodged at Police Station Dabua, District Faridabad, Haryana.

Learned counsel for the petitioner contends that the petitioner is innocent and it was under a *bona fide* belief that she purchased the property in question from a relative through a GPA dated

05.11.2020, as she had been given to belief that the said property had been rented out to one Nisha & Pooja. He further submits that the petitioner was unaware that the property in question already stood sold out to the complainant in 2012. Learned counsel further submits that it is a case resting on documentary evidence and the petitioner is ready to join investigation and cooperate with the investigating agency.

Notice of motion for 09.09.2021.

On the asking of the Court, Ms. Tanushree Gupta, DAG, Haryana, who is appearing through video conferencing, accepts notice on behalf of the State.

Meanwhile, petitioner is directed to join the investigation and appear before the investigating agency as and when called upon to do so. In the event of her arrest, she shall be admitted to interim bail on her furnishing bail bonds to the satisfaction of the Arresting/Investigating Officer. The petitioner shall abide by the terms and conditions as envisaged under Section 438(2) Cr.P.C.”

Learned State counsel, who has also joined the proceedings through video conference, on instructions from HC Zahid Khan, states that in terms of the order of this Court reproduced before, the petitioner has joined the investigation and not required for further interrogation.

In view of the above, order dated 17.05.2021 passed by a Coordinate Bench of this Court granting interim bail to the petitioner is made absolute.

However, the petitioner shall abide by the conditions stipulated under Section 438(2) Cr.P.C. She shall also join investigation as and when called upon to do so.

In case at any given point of time hereinafter, it is felt by the Investigating Agency that petitioner is required for the investigation but is not co-operating, it will be at liberty to approach this Court for passing appropriate orders.

The petition stands disposed of.

September 09, 2021

aarti

(HARSIMRAN SINGH SETHI)

JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No