

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

CRM-M-35862-2020

Date of decision-07.12.2021

Maya

...Petitioner

Vs.

State of U.T.Chandigarh

...Respondent

CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. Abhishek Sharma, Advocate for the petitioner.
Mr. A.M.Punchhi, Public Prosecutor with
Mr. Anupam Bansal, Addl.P.P., U.T.Chandigarh.

MANOJ BAJAJ, J. (Oral)

This petition has been filed by the petitioner under Section 438 Code of Criminal Procedure for grant of anticipatory bail in case FIR No.396 dated 03.11.2019 under Sections 147, 148, 149, 323, 307 and 452 Indian Penal Code, 1860 registered at Police Station Sector-39, U.T.Chandigarh. The petitioner apprehended her arrest at the hands of Police.

Learned counsel for the petitioner has invited the attention of the Court to the order dated 05.11.2020, whereby notice of motion was issued and the following order was passed:-

“The case has been taken up for hearing through video conferencing.

The petitioner has filed present petition under Section 438 of the Code of Criminal Procedure, 1973 for grant of anticipatory bail in case FIR No.396 dated 03.11.2019 registered under Sections 147, 148, 149, 323, 307 and 452 of the Indian Penal Code, 1860 registered in Police Station Sector 39, U.T. Chandigarh.

Notice of motion.

Pursuant to supply of advance copy of the petition, Mr. Ashu Mohan Punchhi, Public Prosecutor with Mr. Anupam Bansal has appeared and accepted notice on

behalf of the respondent-State.

Learned Public Prosecutor seeks time to complete his instructions.

Adjourned to 06.11.2020.

To be heard with CRM-M-20119-2020.”

Later on, on 06.11.2020, the interim protection was granted to the petitioner and the following order was passed:-

“Heard learned counsel for the parties.

Adjourned to 04.02.2021.

Meanwhile, the petitioner shall join the investigation and would come present as and when called for and in the event of arrest, the petitioner shall be admitted to interim bail on her furnishing personal and surety bonds to the satisfaction of Arresting/Investigating Officer. The petitioner shall also abide by the conditions as specified under Section 438(2) Cr.P.C.”

Learned counsel for the petitioner further contends 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 counsel appearing on behalf of U.T.Chandigarh, who is assisted by SI Major Singh does not dispute this fact that the petitioner has joined the investigation. He further states that the petitioner 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 06.11.2020 is made absolute.

(MANOJ BAJAJ)
JUDGE

07.12.2021

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