

204 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-29105-2021

Date of Decision: 13.12.2021

Jarina

... Petitioner

v/s

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE VIVEK PURI

Present: Mr. Vikas Arora, Advocate for the petitioner.

Ms. Ruchika Sabherwal, AAG Punjab.

(The case has been taken up through video conferencing on account of Covid-19 pandemic)

* * *

VIVEK PURI, J. (ORAL)

On July 27, 2021 following order was passed:

“Learned counsel for the petitioner prays for grant of anticipatory bail to the petitioner while inter-alia arguing that the petitioner has been falsely implicated in the present case. In fact the sister of the complainant -Fatima is major and has already performed marriage with the co accused Sahil alias Kaka Mohammad Sabar alias Makha on 20.06.2021 with her own will and they had also approached the Court at Patiala seeking protection of life and liberty. It is further contended that the petitioner has no role in abduction of complainant's sister and she is ready and willing to join the investigation.

Notice of motion.

Mr. Amit Mehta, Sr. Dy. AG, Punjab appearing through the medium of video conferencing accepts notice on behalf of the respondent State and seeks time to file reply.

Adjourned to 13.12.2021.

Meanwhile, petitioner is directed to join the investigation within a period of one week and in the event of arrest, the petitioner be released on interim bail to the satisfaction of Arresting/Investigating Officer. However, the petitioner shall continue to join the investigation as and when called upon to do

so and shall abide by the conditions incorporated under Section 438(2) Cr.P.C.”

It has been stated by learned counsel for the petitioner that petitioner has joined the investigation in pursuance of the interim order issued by this Court. A compromise has also been effected between the parties and a separate petition for quashing has been instituted and furthermore, during investigation the victim had made a statement that she had left the house of her own accord.

Learned State counsel, on instructions from ASI Gurdip Singh, has stated that the petitioner has joined the investigation, her custodial interrogation is not required and furthermore, the victim had also made a statement that she had left the house of her own accord.

Considering above, the petition is allowed and the interim bail granted by this Court vide order dated 27.07.2021 is made absolute.

The petition stands allowed.

13.12.2021

Janki

(VIVEK PURI)
JUDGE

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No