

CRM-M-32746-2021

Date of Decision : 22.09.2021

Poonam

...Petitioner

versus

State of Haryana

....Respondent

Coram : Hon'ble Mr. Justice B.S. WaliaPresent : Mr. Ramender Chauhan, Advocate for the petitioner.
Mr. Naveen Kumar Sheoran, DAG, Haryana.

B.S. Walia, J. (VC)

1. Case is being taken up for hearing through Video Conferencing due to Covid-19 pandemic.
2. Prayer in the petition under Section 438 Cr.P.C. is for grant of pre-arrest bail to the petitioner in case FIR No.122 dated 31.07.2021, registered under Sections 323, 452, 506 and 34 IPC at Police Station Loharu, District Bhiwani.
3. On 13.09.2021, the following order was passed:-

“Case is being taken up for hearing through Video Conferencing due to Covid-19 pandemic.

Learned State Counsel contends that the injury attracting Section 325 IPC is attributed to the petitioner's husband, while the petitioner is attributed a bite injury on the hand of the complainant.

Per contra, learned counsel for the petitioner contends that the petitioner was incensed on reckless and obnoxious allegations having been made by the complainant against the petitioner as evident from the FIR where it is recorded that the complainant had said to the petitioner that he was not married to Bijender but that the petitioner may be married to him.

Adjourned to 22.09.2021.

In the meantime, the petitioner is directed to join investigation and fully cooperate with the police. However, in the event of arrest, the petitioner be released on ad-interim pre-arrest bail, subject to her furnishing bail/surety bonds to the satisfaction of the Arresting / Investigating Officer. The petitioner shall also abide by the conditions envisaged under Section 438(2) Cr.P.C., failing which, the interim protection granted to the petitioner, shall stand vacated.”

4. Today, learned counsel for the petitioner contends while learned State counsel on instructions from *HC Jatinder* confirms that pursuant to the order of this Court dated 13.09.2021, the petitioner joined investigation, fully cooperated with the police, was released on ad interim pre arrest bail and that her custodial interrogation is not required.

5. In view of the statement of learned State counsel, order dated 13.09.2021, passed by this Court, is made absolute. The petitioner shall abide with the conditions enumerated in Section 438(2) Cr.P.C. However, nothing stated hereinabove shall be construed to be an expression of opinion on the merits of the case.

6. Petition stands *disposed of* in the aforementioned terms.

(B.S. Walia)
Judge

22.09.2021

‘Amit’

<i>Whether speaking/ reasoned</i>	:	<i>Yes/No</i>
<i>Whether reportable</i>	:	<i>Yes/No</i>