

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

CRM-M-33012-2021

Date of decision-22.12.2021

Gurpreet Kaur

...Petitioner

Vs.

State of Punjab

...Respondent

CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. Vishal Satija, Advocate for
Mr. Vivek K.Thakur, Advocate for the petitioner.
Mr. K.S.Sidhu, DAG, Punjab.
Mr. J.S.Gill, Advocate for the complainant.

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.65 dated 27.07.2021 under Sections 328 and 120-B Indian Penal Code, 1860 registered at Police Station Qadian, District Batala. 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 16.08.2021, whereby while issuing notice of motion, the interim protection was extended to the petitioner.

The said order reads as under:-

“Learned counsel for the petitioner contends that as per allegations, the victim was administered some poisonous substance on 25.07.2021, who was taken to hospital by her husband (Manjit Singh) and after treatment, the patient was stabled. He submits that the petitioner is sister-in-law of the victim and has been falsely implicated along with other co-accused persons by lodging the FIR after a delay of two days. He further submits that the victim was alone in the room and the door was bolted

from inside, which was opened by Manjit Singh by using force. He submits that the custodial interrogation of the petitioner may not be necessary, as she is willing to join the investigation.

Notice of motion for 17.12.2021.

At this stage, Mr. Varinder Basa, Advocate appears on behalf of the complainant.

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 State counsel who is assisted by ASI Sarwan 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 16.08.2021 is made absolute.

(MANOJ BAJAJ)
JUDGE

22.12.2021

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