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

CRM-M-35225-2021

Date of decision : 09.11.2021

Jaspreet Kaur @ Sukhwinder Kaur

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: Mr. Paras Jagga, Advocate for the petitioner.

Mr. Manish Dadwal, AAG, Haryana.

VIKAS BAHL, J. (ORAL)

Prayer in the present petition is for grant of anticipatory bail to the petitioner in FIR No.206 dated 18.06.2021 registered under Sections 323, 452, 506 and 34 of the Indian Penal Code, 1860 (Section 307 of IPC has been added later on) at Police Station City Mandi Dabwali, District Sirsa.

On 27.08.2021, a Coordinate Bench of this Court was pleased to pass the following order:-

“Ld. Counsel for the petitioner submits inter alia that the petitioner, who is a woman, is closely related to the complainant side and that actually a domestic scuffle has been needlessly blown out of the proportion. Draws attention to the fact that the only weapon of offence used

in the alleged occurrence happens to be a wooden stick and that in any case the injuries suffered by the victim are simple in nature.

2. *Ld. Counsel further draws attention to Annexure P-2, from which it transpires that subsequently the parties, who were closely related to each other, have amicably resolved their dispute.*

3. *Notice of motion.*

4. *On the asking of the Court, Mr. Anmol Malik, Deputy Advocate General, Haryana, to accept notice on behalf of the respondent-State. Let a copy of the Paper-book be supplied to him.*

5. *List on 09.11.2021.*

6. *Meanwhile, in the event of arrest of the petitioner by the Arresting/Investigating Officer, she shall be released on interim bail subject to the following conditions:-*

I. That she shall make herself available for interrogation by a Police Officer as and when required;

II. That she shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade her from disclosing such facts to the Court or to any Police Officer and;

III. That she shall not leave India without prior permission of the Court.”

Learned counsel for the petitioner has submitted that in pursuance of the abovesaid order dated 27.08.2021, the petitioner has joined the investigation.

Learned counsel for the State, on instructions from ASI

Kanwal Singh, has submitted that the petitioner has joined the investigation and is not required for any further custodial interrogation.

Keeping in view the abovesaid facts and circumstances of the case, moreso the fact that the petitioner is a woman who is closely related to the complainant side and the argument of the petitioner to the effect that in the present case, a domestic scuffle has been needlessly blown out of the proportion and also the fact that as per the compromise (Annexure P-2), the matter has been resolved and the fact that the petitioner has joined the investigation and is not required for further custodial interrogation, the interim order dated 27.08.2021 is ordered to be made absolute.

Accordingly, the present petition is allowed.

However, nothing stated above shall be construed as an expression of opinion on the merits of the case and the trial would proceed independently of the observations made in the present case which are only for the purpose of adjudicating the present bail application.

09.11.2021

Pawan

**(VIKAS BAHL)
JUDGE**

Whether speaking/reasoned:- Yes/No

Whether reportable:- Yes/No