

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

CRM-M-31252-2020

Date of decision:19.01.2021

Sukhdeep Kaur

...Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present:- Mr. Abhiraj Singh Baweja, Advocate for the petitioner.

Mr. Randhir Singh Thind, DAG, Punjab.

Mr. Sumeet Singh Brar, Advocate for the complainant.

HARNARESH SINGH GILL, J. (ORAL)

Case is taken up for hearing through video conferencing.

This is a petition under Section 438 Cr.P.C. for grant of anticipatory bail in case FIR No.07 dated 19.8.2020 under Sections 406, 384, 420, 120-B IPC registered at Police Station NRI, Moga.

On 06.10.2020, this Court passed the following order:-

“Case is taken up for hearing through video conferencing.

This is a petition under Section 438 Cr.P.C. for grant of anticipatory bail in case FIR No. 07 dated 19.8.2020 under Sections 406, 384, 420, 120-B IPC registered at Police Station NRI, Moga.

Learned counsel for the petitioner submits that petitioner is a 26 years old girl and she got married in February 2020. He further states that the complainant in the present case, who is Non Resident Indian, is the first cousin of her mother. As per the allegations, neither the petitioner has ever demanded any loan from the complainant nor did she ever promise to pay him back the same on any specific date and time. Rather, the complainant himself offered money to the mother of the petitioner saying that he had taken a loan from her deceased husband, while going abroad.

Notice of motion.

On the asking of the Court, Mr. Dhruv Dayal, Sr. DAG, Punjab accepts notice on behalf of the State.

Mr. Sumeet Singh Brar, Advocate has put in appearance on behalf of the complainant and filed his power of attorney.

Adjourned to 19.1.2021.

Meanwhile, petitioner is directed to join the investigation and if she is sought to be arrested, she shall be released on interim bail to the satisfaction of the Investigating Officer/Arresting Officer subject to the conditions as envisaged in Section 438 (2) of the Code of Criminal Procedure.”

Learned counsel for the petitioner submits that pursuant to the order dated 06.10.2020 passed by this Court, the petitioner has joined the investigation.

Learned State counsel, on instructions from Inspector Tejinder Singh, submits that the petitioner has joined the investigation and is not required for any further investigation.

In view of the above, without commenting on the merits of the case, the present petition is allowed and the order dated 06.10.2020 passed by this Court granting interim bail to the petitioner, is made absolute, subject to the conditions laid down in Section 438(2) of the Code of Criminal Procedure.

19.01.2021
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(HARNARESH SINGH GILL)
JUDGE

Whether reasoned/speaking?	Yes/No
Whether reportable?	Yes/No