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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M No.38160 of 2021 (O&M)
Decided on: 15.12.2021

Anju Sharma

....Petitioner

Versus

State of Haryana

....Respondent

CORAM: HON'BLE MR JUSTICE ARVIND SINGH SANGWAN

Present : Dr. Deepak Jindal, Advocate
for the petitioner.

Mr. Chetan Sharma, AAG, Haryana.

ARVIND SINGH SANGWAN, J. (Oral)

The petitioner prays for grant of anticipatory bail in FIR No.55 dated 01.03.2021, registered under Section 174-A IPC at Police Station Gannaur, District Sonipat.

The operative part of the order dated 15.09.2021, vide which interim anticipatory bail has been granted to the petitioner, is reproduced as under:-

“....Learned counsel for the petitioner submits that the aforesaid FIR was registered on account of non-appearance of the petitioner before the Court in a criminal complaint filed under Section 138 of the N. I. Act by complainant Subhash.

Learned counsel further submits that on account of non-appearance, the petitioner was declared a proclaimed person on 25.02.2021 by the trial Court in the proceedings under the aforesaid complaint filed under Section 138 of the N. I. Act and thereafter, the SHO concerned was

directed to register the present FIR under Section 174-A IPC against the petitioner.

Learned counsel further submits that petitioner is a lady and due to her poor financial conditions, she could not appear before the trial Court, however, now she is ready to appear in the proceedings under Section 138 of the N. I. Act and hand over a demand draft of Rs. 1 Lakh, favouring complainant Subhash.

Notice of motion for 06.12.2021....”

Counsel for the petitioner has placed on record the photocopy of the demand draft and submits that the same has been handed over to the complainant and the petitioner, in pursuance to the order dated 15.09.2021, has appeared before the trial Court.

Counsel for the State, on instructions from the Investigating Officer, has not disputed the aforesaid fact.

In view of the above, this petition is allowed and the interim bail granted to the petitioner vide order dated 15.09.2021 is made absolute subject to the conditions envisaged under Section 438(2) Cr.P.C.

(ARVIND SINGH SANGWAN)
JUDGE

15.12.2021
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Whether speaking/reasoned Yes/No

Whether reportable: Yes/No