

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

229 (A)

**CRM-M-40130-2021
Decided on : 10.11.2021**

Suman

... Petitioner

Versus

State of Haryana

... Respondent

**CORAM: HON'BLE MR. JUSTICE VIKAS BAHL
(Through Video Conferencing)**

PRESENT: Mr. Jitender Dhanda, Advocate
for the petitioner.

Mr. Manish Dadwal, AAG, Haryana.

VIKAS BAHL, J. (Oral)

The present petition has been filed under Section 438 Cr.P.C. for grant of anticipatory bail to the petitioner in case FIR No. 164 dated 19.07.2021 under Sections 148, 149, 452, 323, 324, 325, 326 and 506 IPC, 1860 registered at Police Station Bhuna, District Fatehabad.

On 27.09.2021, this Court was pleased to pass the following order:-

“Prayer in the present petition is for grant of anticipatory bail to the petitioner in FIR No.164 dated 19.07.2021 registered under Sections 148, 149, 452, 323, 324, 325, 326 and 506 of the Indian Penal Code, 1860 at Police Station Bhuna, District Fatehabad.

Learned counsel for the petitioner inter alia contends that the petitioner is a lady and the entire family of the petitioner has been implicated in the present case. The petitioner has not been attributed any specific injury but has been stated to have given fists and kick blows to the mother of

the complainant. The alleged grievous injury is caused to the complainant and not to the mother of the complainant. It is also submitted that co-accused of the petitioner namely Krishna, has already been granted interim protection by this Court vide order dated 09.09.2021 passed in CRM-M-37266-2021 and the said case is listed for 10.11.2021.

Notice of motion.

On asking of the Court, Mr. Praveen Bhadu, AAG, Haryana, appears and accepts notice on behalf of State of Haryana and seeks time to get instructions.

Adjourned to 10.11.2021.

In the meantime, in the event of arrest, the petitioner shall be released on interim bail subject to furnishing personal bonds and surety to the satisfaction of Arresting/Investigating Officer. However, the petitioner shall join the investigation as and when called upon to do so and shall abide by the conditions as provided under Section 438(2) Cr.P.C.

To be heard alongwith CRM-M-37266-2021 on 10.11.2021. ”

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

Learned State counsel, on instructions from ASI Jasbir Singh, has submitted that the petitioner has joined the investigation and she is not required any further.

Keeping in view the abovesaid facts and circumstances, moreso the fact that the petitioner has not been attributed any specific injury but has been stated to have given fist and kicks blows to the mother of the complainant and the alleged grievous injuries had caused to the complainant and not to the mother of the complainant and also

the fact that the petitioner has joined the investigation, the present petition is allowed and the interim order dated 27.09.2021 is ordered to be made absolute.

However, nothing stated above shall be construed as a final 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.

(VIKAS BAHL)
JUDGE

10th November, 2021

Mehak

Whether reasoned/speaking?
Whether reportable?

Yes/No
Yes/No