

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

207

CRM-M-37606-2020

Date of Decision: 10.09.2021

Narinderpal Kaur

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present: Mr. Inderjit Sharma, Advocate, for the petitioner.

Mr. H.S.Multani, DAG, Punjab,
assisted by ASI Angrej Singh.

Mr. Kamal Narula, Advocate, for the complainant.

GURVINDER SINGH GILL, J. (Oral)

1. The petitioner has approached this Court seeking grant of anticipatory bail in respect of a case registered against her vide FIR No.0202 dated 26.10.2020 at Police Station Khuhi Khera, District Fazilka, under Sections 306/420 IPC.
2. The FIR in question was lodged at the instance of Rupinder Kaur, wherein it is alleged that her marriage was solemnized with Amarjot Singh about 8 ½ years back. Her husband, however, got in touch with Narinderpal Kaur wife of Sukhpal Singh i.e. the petitioner through facebook and they also started meeting each other. It is alleged that Narinderpal Kaur, however, forced complainant's husband to pay an amount of Rs.5 lakhs by issuing threats and later also developed physical relations with

complainant's husband and that in a pre-planned manner, Narinderpal Kaur got one FIR No.98 dated 21.06.2020 at Police Station Civil Lines, Bathinda, under Section 376 IPC lodged against the complainant's husband alleging that she had been raped. Pursuant to the said FIR, the complainant's husband was arrested. Later the matter was compromised by paying an amount of Rs.27 lakhs and the complainant's husband was granted bail after about 2 months. However, despite having compromised, aforesaid Narinderpal Kaur is alleged to have been harassing the complainant's husband leading to commission of suicide by the complainant's husband Amarjot Singh.

3. Learned counsel for the petitioner has submitted that a false FIR has been lodged against the petitioner in an attempt to malign her reputation and that even as per the FIR, the complainant's husband despite being a married man is alleged to have maintained relations with the petitioner. Learned counsel further submits that in fact the complainant's husband had been making advances towards the petitioner and had forcibly established physical relations leading to lodging of FIR in question.
4. Opposing the petition, learned State counsel assisted by learned counsel for the complainant has submitted that having regard to the nature of allegations, wherein the petitioner had cleverly been blackmailing the complainant's husband, no case for grant of bail is made out. Learned State counsel has, however, informed that pursuant to interim directions issued by this Court, the petitioner

has since joined investigation and is not required for any custodial interrogation.

5. Having regard to the nature of allegations and the fact that the petitioner has already joined investigation and is not stated to be required for any custodial interrogation, the petition is accepted and the interim directions issued by this Court vide order dated 16.11.2020 are hereby made absolute subject to the condition that the petitioner shall join investigation as and when called upon to do so and cooperate with the Investigating Officer and shall also abide by the conditions as provided under Section 438 (2) Cr.P.C.

10.09.2021

Vimal

(GURVINDER SINGH GILL)
JUDGE

Whether speaking/reasoned: **Yes/No**
Whether reportable: **Yes/No**