

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

201

CRM-M-44353-2021

Decided on : 02.12.2021

Prem @ Prema

... Petitioner

Versus

State of Haryana

... Respondent

CORAM : HON'BLE MR.JUSTICE G.S. SANDHAWALIA

Present: Mr. Akash Vashisth, Advocate for the petitioner (s).

Mr. Hitesh Pandit, Addl. AG, Haryana.

(The proceedings are being conducted through video conferencing, as per instructions.)

G.S. Sandhawalia, J. (Oral)

In the present petition filed under Section 438 Cr.P.C., the petitioner is seeking concession of anticipatory bail in case FIR No.55 dated 01.03.2020 under Sections 304-B, 498-A, 34 IPC lodged at Police Station, Jui Kalan, District Bhiwani.

The first anticipatory bail application of the petitioner who is the mother-in-law of the deceased had been dismissed on 01.06.2020 on the ground that there was a suicide note as such which had been recovered and the deceased had been found hanging by a *Sari* affixed in the iron grider of the room of the matrimonial house. The suicide note had implicated the petitioner alongwith other family members. It was noticed that there were allegations of harassment against the petitioner and she was brought back by her husband just 10 days prior to the occurrence.

The second application for anticipatory bail was filed on the ground that she had been declared innocent by the Investigating Agency and now she had been summoned under Section 319 Cr.P.C. as additional accused vide order dated 08.10.2021 by the Trial Court.

Vide order dated 29.10.2021 while noting the said contention that the petitioner's custodial interrogation is not required at this stage,

interim protection had been granted to the petitioner/applicant that she would put in appearance before the Trial Court Bhiwani on 11.11.2021, which was the date fixed and she shall be released on interim bail to the satisfaction of the Trial Court.

Counsel for the petitioner has now furnished copy of the order dated 11.11.2021, wherein the petitioner has complied with the said directions and she has been released on interim bail by the Trial Court by accepting her bail bonds and surety bonds. The case now stands adjourned to 09.12.2021 for consideration on charge.

Keeping in view the above, since the purpose of application under Section 319 Cr.P.C. has been duly served in as much as the petitioner has been put in appearance and the fact that the Investigating Agency exonerated her, this Court is of the opinion that the earlier order dated 29.10.2021 is liable to be formalized.

Accordingly, the present petition is allowed and the order dated 29.11.2021 is confirmed, subject to the condition that the petitioner shall continue to appear before the Trial Court as and when it deems fit. In case of non-compliance of the abovesaid condition, it would be open to the Trial Court to take appropriate steps in accordance with law.

Petition stands disposed of, accordingly.

(G.S. SANDHAWALIA)
JUDGE

December 02, 2021
Naveen

Whether speaking/reasoned:	Yes/No
Whether Reportable:	Yes/No