

202

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M-40883-2020

Date of Decision: 22.09.2021

MANJU SINGLA

..... petitioner

Versus

STATE OF PUNJAB

..... Respondent

CORAM: HON'BLE MR. JUSTICE MANOJ BAJAJ

Present :- Mr. Satish Saini, Advocate
for the petitioner.

Mr. Ramdeep Partap Singh, DAG, Punjab.

Mr. Shekhar Verma, Advocate
for the complainant.

MANOJ BAJAJ, J. (ORAL)

This petition has been filed by the petitioner under Section 438 Code of Criminal Procedure for grant of anticipatory bail in case FIR No.323 dated 24.06.2020 under Sections 420 IPC registered at Police Station City Barnala, District Barnala. The petitioner apprehended her arrest at the hands of Police, in the above FIR.

Learned counsel for the petitioner has invited the attention of the Court to the order dated 07.01.2021, whereby while issuing notice of motion to respondent-State, the interim protection was extended to the petitioner. The said order reads as under:-

“The matter has been taken up for hearing through video conferencing due to outbreak of COVID-19.

Learned counsel for the petitioner submits that the firm of the petitioner has been registered on the portal of Flipkart company, who authorised the petitioner to sell the towels of Trident company. He further submits that Mr. Ashok Dhar to whom the towel was allegedly sold by the petitioner is not the complainant in this case. Irrespective of the nature of allegations, the petitioner is ready to join the investigation and to cooperate with the investigation.

At this stage, Mr. Shekhar Verma, Advocate has put in appearance and opposed the bail on the ground that the petitioner has committed fraud in the case and has sold Bombay Dreams towel in the guise of Trident towel to Ashok Dhar. The custody of petitioner is required so as to ascertain the complete facts in the case.

Notice of motion for 18.03.2021.

In the meantime, in the event of arrest of the petitioner, she shall be released on ad-interim bail to the satisfaction of the arresting officer. However, the petitioner shall join the investigation as and when directed by the investigating agency and shall abide by the terms and conditions laid down under Section 438(2) Cr.P.C.”

Learned counsel for the petitioner further contends that in deference to the said order, the petitioner submitted herself before the Police and joined the investigation. According to him, the petitioner cooperated with the Police Authorities during the investigation and furnished requisite bonds to the satisfaction of the Investigating Officer/Arresting Officer.

Learned State counsel, who is assisted by ASI Jasmer Singh

does not dispute this fact that the petitioner has joined the investigation and she is not required for custodial interrogation for the time being.

Considering the above, the petition is allowed and the interim bail granted by this Court vide order dated 07.01.2021 is made absolute.

22.09.2021

Ali

(MANOJ BAJAJ)
JUDGE

1. Whether speaking/reasoned: Yes/No
2. Whether reportable: Yes/No