

**209 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH
(through video conferencing)**

CRM-M-52828-2019
Decided on : 06.09.2021

Raj Rani

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM : HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. Vijay Rana, Advocate
for the petitioner.

Mr. Luvinder Sofat, AAG, Punjab.

Manjari Nehru Kaul, J.

The present petition has been filed under Section 438 Cr.P.C., for grant of anticipatory bail to the petitioner in case FIR No.127 dated 27.08.2019 under Sections 363, 366 IPC 1860 registered at Police Station Satnampura, Phagwara District Kapurthala.

Learned counsel for the petitioner states that the petitioner was nominated as an accused on the basis of a disclosure statement allegedly made by co-accused Parminder Kaur wherein she had stated that the victim had been handed over by her to the petitioner. It has also been submitted by learned counsel for the petitioner that not only the evidentiary value of such disclosure statement of a weak nature but it has to be appreciated in the light of the statement of the victim recorded under Section 164 Cr.PC wherein she had neither named nor levelled any allegation against the petitioner. He further submits that pursuant to order dated 11.12.2019, passed by this Court, the petitioner has joined investigation. This fact is not disputed by the counsel for the State as well.

Learned State counsel on instructions from ASI Parwinder Singh states that challan stands presented and even charges have since been framed in the instant case.

In view of the above, the petition is allowed and interim order dated 11.12.2019, is made absolute subject to the conditions laid down in Section 438(2) Cr.P.C.

06.09.2021
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(MANJARI NEHRU KAUL)
JUDGE

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