

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

CRM-M-4799-2021

Date of decision : 16.03.2022

Sharandip Kaur

..... Petitioner

versus

State of Punjab and another

.....Respondents

CORAM : HON'BLE MR. JUSTICE RAJESH BHARDWAJ

Present :- Mr. Anshul Sharma, Advocate for
Mr. Gursimran Singh, Advocate
for the petitioner.

Ms. Sakshi Bakshi, AAG, Punjab.

Mr. Jagat Vir Dhindsa, Advocate
for respondent No.2.

RAJESH BHARDWAJ, J. (Oral)

Prayer in the present petition is for cancellation of anticipatory bail granted to respondent No.2 in case FIR No.183 dated 25.06.2020, under Section 376 of Indian Penal Code, 1860, registered at Police Station Sultanpur Lodhi, District Kapurthala by setting aside/recalling impugned order dated 24.09.2020 passed by this Court.

Vide order dated 02.02.2021, notice of motion was issued and the State was directed to file status report and the same is placed on record.

Learned counsel for the petitioner has stated that after getting bail, respondent No.2 started threatening the petitioner and pressurising her for withdrawal of her complaints and he got implicated the petitioner and her brother in a false case and as such, the order dated 24.09.2020 granting bail to the respondent No.2 is liable to be cancelled/recalled.

Learned State counsel has stated that the status report containing details of investigation has been placed on record. Perusal of the same would reveal that the prosecutrix on number of occasions filed the complaints against respondent No.2, the details of which is given in Para No.5 of the status report. It would reflect that the complaints were enquired into and all these complaints were found without any substance.

Learned counsel for respondent No.2 has submitted that the petitioner never misused the concession of interim anticipatory bail in pursuance to order dated 24.09.2020. He duly joined the investigation and now investigation is complete and challan is also presented. He submits that learned trial Court is seized of the matter and the trial is under progress.

After hearing counsel for the parties and perusing the record, I find that there is nothing on record showing that petitioner has ever misused the concession of interim anticipatory bail granted to her. The law regarding granting bail and cancelling the same is based on different parameters. Once the bail is granted, the same could not be recalled in a casual manner.

Petition being devoid of any merits is hereby dismissed.

(RAJESH BHARDWAJ)
JUDGE

16.03.2022
m.sharma

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