

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

**CRM-M-10897-2021 (O&M)
Date of decision : 23.05.2022**

Priya Behl

...Petitioner

Vs.

State of Haryana

...Respondent

CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. Arnav Sood, Advocate for
Mr. Arjun D.Singh, Advocate for the petitioner.
Mr. Bhupender Singh, DAG, Haryana.

MANOJ BAJAJ, J.

CRM-12726-2021

The application under Section 482 Cr.P.C has been filed for addition of Section 384 IPC and Section 24 Immigration Act, 1983 in the head note of the petition.

Learned counsel for applicant-petitioner contends that since the offence punishable under Section 384 IPC and Section 24 Immigration Act, 1983 were added subsequently while presenting challan, therefore, it was not mentioned either in the head note or in the prayer clause of the main petition.

For the reasons mentioned in the application, the same is allowed.

Registry is directed to make the necessary corrections at appropriate places.

Main case

Petitioner has approached this Court under Section 438 Code of Criminal Procedure to seek anticipatory bail in case FIR No.393 dated 18.08.2020 under Sections 370, 406 and 420 Indian Penal Code, 1860 (Section 384 IPC and Section 24 Immigration Act, 1983 added later on) registered at Police Station Quilla, Panipat, who apprehends her arrest at the hands of Police.

On 09.03.2021, this Court had passed the following order:-

“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 petitioner was not entrusted with any money and as per the complaint, the complainant has given money to the accused in May, 2019. He refers to the document (Annexure P-2) i.e. the copy of passport, wherein it is shown that the petitioner has arrived in India on 05.06.2019 only.

He further submits that the petitioner has already a dispute with her husband and the petitioner has never issued any cheque or affidavit in favour of the complainant or any aggrieved person.

Notice of motion for 03.05.2021.

Till next date of hearing, arrest of the petitioner shall remain stayed.”

Thereafter, vide order dated 21.01.2022, the petitioner was directed to join the investigation.

Learned counsel for the petitioner has stated that in compliance of the above order, the petitioner associated herself in the investigation and cooperated during interrogation.

Learned State counsel who is instructed by SI Subhash Chander states that indeed the petitioner has joined the investigation and is not required for custodial interrogation for the time being.

Considering above, the petition is allowed and the interim bail granted by this Court vide order dated 21.01.2022 is made absolute.

23.05.2022

vanita

(MANOJ BAJAJ)
JUDGE

Whether speaking/reasoned :

Yes

No

Whether Reportable :

Yes

No