

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

CRM-M-13303-2022

Date of Decision: 18.07.2022

NEELAM KHANNA

... PETITIONER

VS.

STATE OF PUNJAB

.. RESPONDENT

CORAM: HON'BLE MR. JUSTICE VIVEK PURI

Present : Mr. Chandandeep Singh, Advocate
for the petitioner.

Ms. Ruchika Sabherwal, AAG, Punjab.

Mr. Jashan Jot Singh Uppal, Advocate
for the complainant.

VIVEK PURI, J.(ORAL)

On 30.03.2022, the following order was passed:-

“Present petition is under Section 438 Cr.P.C. for seeking anticipatory bail to the petitioner in case FIR No. 03 dated 27.01.2022, registered under Sections 406/498-A IPC, 1860 at Women Police Station, Malerkotla.

Learned counsel for the petitioner contends that the petitioner is mother-in-law of the complainant. At the earlier instance, the complainant had roped in all the family members of her husband. However, FIR has been registered only against the petitioner and her son, namely, Sushil Khanna. The marriage was solemnized on 23.11.2017. Even, at the earlier instance, there were matrimonial disputes but the same were amicably settled. The allegations against the petitioner are to the effect that at an earlier instance, she had administered some medicines and given injections to the complainant and she remained under depression.

It has been pointed out that there is no medical evidence to substantiate such version and even the detail of any such medicines/injections have not been specified. Moreover, the complainant was suffering from depression prior to her marriage and even that fact was concealed at the time of marriage.

Notice of motion.

Mr. A.A.Pathak, Addl. AG, Punjab accepts notice on behalf of the respondent-State.

Adjourned to 18.07.2022.

Meanwhile, it is directed that in the event of arrest, the petitioner be admitted on interim bail on furnishing bail bonds to the satisfaction of the Arresting Officer subject to the condition that she joins the investigation and comply with other conditions as specified under Section 438(2) Cr.P.C.”

Learned counsel for the petitioner contends that in pursuance of interim directions issued by this Court, the petitioner has joined the investigation.

Learned State counsel, on instructions from ASI Balvir Singh has stated that the petitioner has joined the investigation and her custodial interrogation is not required.

Keeping in view the entire circumstances, sufficient grounds are made out to extend the concession of pre-arrest bail to the petitioner. Accordingly, order dated 30.03.2022, vide which the petitioner has been granted interim bail, is made absolute.

Petition is allowed.

18.07.2022
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(VIVEK PURI)
JUDGE

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