

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

204

CRM-M-11020-2020

Date of Decision: 17.02.2022

Bhajan Kaur ...Petitioner

Versus

State of Punjab ...Respondent

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present: Mr. Avtar Singh Khinda, Advocate, for the petitioner.

Mr. Anmol Singh Sandhu, AAG, Punjab.

GURVINDER SINGH GILL, J. (Oral)

1. The petitioner has approached this Court seeking grant of anticipatory bail in respect of a case registered vide FIR No.213 dated 22.11.2019 at Police Station Kotwali, Kapurthala, under Sections 420/465/467/468/471/474 IPC.
2. This Court on 10.02.2021 passed the following order:

“Learned counsel for the petitioner contends that it is a case where the complainant upon death of her husband had left the village and had sold her house to the petitioner for an amount of Rs.4 lakhs which she had received in entirety as would be evident from an agreement (Annexure P-2).

Learned counsel for the petitioner has submitted that although the complainant asserts that the property in question had been rented out to the petitioner but there is no such document to show that the petitioner was possessing the property as a tenant. It has further been submitted that the complainant has not disputed her signatures as existing on agreement (Annexure P-2).

Learned counsel has however, submitted that the petitioner is willing to amicably resolve the matter.

In view of the aforesaid submissions, the petitioner in the event of arrest be released on interim bail subject to her furnishing personal bonds and surety bonds to the satisfaction of Arresting/Investigating Officer. However, the petitioner shall join the investigation as and when called upon to do so and cooperate with the Arresting/Investigating Officer and shall abide by the conditions as provided under Section 438 (2) Cr.P.C.

List on 11.5.2021.

Meanwhile, the petitioner shall move an application before the Court of Civil Judge (Junior Division), Kapurthala, where a suit amongst the petitioner and the complainant is stated to be pending in respect of the same property so as to refer the parties to Mediation Center.”

3. Today, learned counsel for the petitioner has submitted that pursuant to interim directions issued by this Court, the petitioner has already joined investigation and in fact the matter also stands amicably resolved amongst the parties.
4. Learned State counsel has not disputed the fact that the petitioner has joined investigation. It has been informed that the petitioner is not required for custodial interrogation. It has, however, been informed that the petitioner, otherwise, stands involved in two other cases.
5. In view of the aforestated position, wherein the petitioner has already joined investigation and that the matter is stated to have been compromised, the petition is accepted and the interim directions issued by this Court vide order dated 10.02.2021 are hereby made absolute subject to the condition that the petitioner

shall join investigation as and when called upon to do so and
cooperate with the Investigating Officer and shall also abide by the
conditions as provided under Section 438 (2) Cr.P.C.

17.02.2022

Vimal

(GURVINDER SINGH GILL)
JUDGE

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