

210-B

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-13729-2022 (O&M)
Date of Decision:31.05.2022

Surjit Kaur

.. Petitioner

Vs.

State of Punjab

..Respondent

CORAM: HON'BLE MR. JUSTICE MANOJ BAJAJ

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

Mr. Sandeep Singh Deol, DAG, Punjab

Mr. Vipin Mahajan, Advocate
for the complainant.

...

Manoj Bajaj, J. (Oral)

Petitioner has approached this Court under Section 438 Code of Criminal Procedure to seek anticipatory bail in a case FIR No.32 dated 04.03.2022 registered under Sections 452, 323, 295, 427 and 149 IPC (Section 307 IPC added later on) at Police Station Dinanagar, District Gurdaspur, who apprehends her arrest at the hands of Police.

On 01.04.2022, this Court had passed the following order:

“Learned counsel for the petitioners contends that the only role attributed to the petitioner is that she was carrying bricks in her hand but no injury has been attributed to her.

Notice of motion.

Mr. Amardeep Singh Gill, Sr. DAG, Punjab accepts notice on behalf of the respondent-State of Punjab and has not controvert the afore-said fact. He however, submits that the petitioner has actively participated in the incident in connivance with other accused-persons.

Mr. Vipin Mahajan, Advocate has put in appearance on behalf of the complainant and filed his memo of appearance, the same is taken on record. He

also undertakes to file power of attorney on the next date of hearing.

Adjourned to 13th May, 2022.

Meanwhile, the petitioner shall join the investigation and would come present as and when called for and in the event of arrest, the petitioner shall be admitted to interim bail on her furnishing personal and surety bonds to the satisfaction of Arresting/Investigating Officer. The petitioner shall also abide by the conditions as envisaged under Section 438(2) Cr.P.C. ”

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 ASI Yusuf Masih, 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 01.04.2022 is made absolute.

31.05.2022
Jasmine Kaur

(MANOJ BAJAJ)
JUDGE

Whether speaking/reasoned	Yes	No
Whether reportable	Yes	No