

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

211-2

CRM-M-21235-2021

Date of Decision: 27.10.2022

VEENA RANI

...PETITIONER

VERSUS

STATE OF PUNJAB

...RESPONDENT

CORAM: HON'BLE MR. JUSTICE SUVIR SEHGAL

Present: Mr. J.S. Lalli, Advocate for the petitioner.

Mr. Mohit Chaudhary, AAG, Punjab.

None for the complainant.

SUVIR SEHGAL, J.(ORAL)

Mr. Sandeep S. Majithia, Advocate for the complainant submits that the brief has been taken away from him.

Vide the instant petition filed under Section 438 of Code of Criminal Procedure, 1973, petitioner seeks anticipatory bail in case FIR No.15 dated 02.07.2020, registered under Sections 406 and 498-A of IPC, 1860, however, Sections 313, 467, 468, 471, 420 and 120-B of IPC were added later on, at Police Station NRI, Ludhiana, Annexure P-1.

Counsel for the petitioner submits that FIR, Annexure P-1, is an outcome of a matrimonial dispute. Counsel submits that pursuant to order dated 27.05.2021 passed by this Court, petitioner, who is the mother-in-law of the complainant, has joined the investigation. This fact has been confirmed by the State counsel, upon instructions from ASI Amrik Singh. Though, he submits that some recovery is yet to be effected from the petitioner.

Interim bail granted to co-accused, Love, in CRM-M-20217-2021, has been made absolute by this Court by an order passed on even date.

At this stage, counsel for the petitioner submits that he is ready to deposit an amount of Rs.2 lac with the Area Magistrate in lieu of the cost of the articles alleged to be in possession of the petitioner.

In view of the above, present petition is allowed and order dated 27.05.2021 granting interim bail to the petitioner is made absolute, subject to the conditions laid down in Section 438 (2) of the Code of Criminal Procedure.

Petitioner is directed to deposit an amount of Rs.2 lac with the Area Magistrate on or before 30.11.2022. In case, the amount is deposited, it will be kept in a fixed deposit with a Public Sector Bank for a period of six months with instructions for automatic renewal. The deposited amount alongwith accrued interest will be paid to the party, who is found entitled to the same, at the time of conclusion of the trial.

It is clarified that the deposit of the amount by the petitioner will be without prejudice to his right of defence.

In case the petitioner fails to deposit the amount, the petition shall be treated to have been dismissed and State shall proceed in accordance with law.

27.10.2022
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(SUVIR SEHGAL)
JUDGE

Whether Speaking/Reasoned	Yes/No
Whether Reportable	Yes/No