

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH
(203)

CRM-M-19449-2022
Date of decision: - 20.07.2022

Ravinder Kaur

....Petitioner

Versus

State of Punjab

.....Respondent

CORAM : HON'BLE MR. JUSTICE VIKAS BAHL

Present:- Mr. B.P.S. Thakur, Advocate,
for the petitioner.

Mr. Sarabjit S. Cheema, AAG, Punjab.

VIKAS BAHL, J. (ORAL)

This is the first petition under Section 438 of Cr.P.C. for grant of anticipatory bail to the petitioner in case FIR No.36 dated 08.04.2022, under Sections 420 and 406 of the Indian Penal Code, 1860 and under Section 13 of the Punjab Travel Professional (Regulation) Act, 2014, registered at Police Station Satnampura, Phagwara, District Kapurthala.

On 09.05.2022, this Court was pleased to pass the following order:-

“Learned counsel for the petitioner, inter alia, contends that no amount has been paid into the account of the petitioner even as per the allegations levelled in the FIR. It is further submitted that the petitioner is not the wife of Maninder Kumar and is infact, the wife of Sarabjit Singh and for the said purpose, he has relied upon the

Adhaar Card and voter card (Annexure P-2). It is contended that in order to show her bona fide, without admitting her liability, the petitioner is ready to pay the amount of Rs.50,000/- to the complainant.

Notice of motion for 20.07.2022.

Meanwhile, petitioner is directed to join the investigation. In the event of arrest, petitioner shall be released on interim bail to the satisfaction of the Investigating Officer. The petitioner will join the investigation as and when called for and shall also abide by the conditions as specified under Section 438(2) Cr.P.C.

The petitioner is directed to hand over the demand draft of Rs.50,000/- to the Investigating Officer in the name of the complainant and the Investigating Officer is further directed to hand over the same to the complainant, within a period of 4 weeks from today.

It is further made clear that in case the said demand draft of Rs.50,000/- is not prepared and handed over to the Investigating Officer within the stipulated time period, then the interim order granted to the petitioner is liable to be vacated."

Learned counsel for the petitioner has submitted that in pursuance of the above-said order, the petitioner has joined the investigation and has given a demand draft amounting to Rs.50,000/- in the name of the complainant to the Investigating Officer.

Learned State counsel, on instructions from the Investigating Officer, has submitted that the petitioner has joined the investigation and he has given a demand draft of Rs.50,000/- in the name of the complainant to the Investigating Officer and is not required for further investigation.

Keeping in view the abovesaid facts and circumstances moreso, the facts which have been noticed in abovesaid order dated 09.05.2022 and also the fact that the petitioner has joined the

investigation and is not required for further custodial interrogation, the present petition is allowed and the interim order dated 09.05.2022 is ordered to be made absolute.

However, nothing stated above shall be construed as a final expression of opinion on the merits of the case and the trial would proceed independently of the observations made in the present case which are only for the purpose of adjudicating the present bail application.

July 20, 2022
naresh.k

(VIKAS BAHL)
JUDGE

Whether reasoned/speaking?
Whether reportable?

Yes/No
Yes/No