

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CRM-M-19197-2022
Date of decision : 20.07.2022

Karamjit Kaur

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR.JUSTICE VIKAS BAHL

Present: Ms.Navreen Kaur, Advocate for
Mr.Hakam Singh, Advocate
for the petitioner.

Mr.Sarabjit Singh Cheema, AAG, Punjab.

Mr.K.S. Brar, Advocate
for the complainant.

VIKAS BAHL, J.(ORAL)

This is a first petition under Section 438 Cr.P.C. for grant of anticipatory bail to the petitioner in FIR no.122 dated 09.04.2022 registered under Sections 420, 506, 120-B IPC at Police Station City Faridkot, District Faridkot.

On 07.05.2022, this Court was pleased to pass the following order:-

“Learned counsel for the petitioner, inter alia, contends that there are no specific allegations against the petitioner. It is further submitted that neither there is any allegation of inducement nor any allegation that any money have been paid to the petitioner, nor there is any allegation that the petitioner had ever given threat to any person and thus, the offences under Sections 420, 506 and

120B IPC are not made out against the petitioner. It is argued that the petitioner has been implicated only on account of being the mother of Gurveen Kaur and has further submitted that in pursuance of notice under Section 41A of Cr.P.C., the petitioner has joined the proceedings.

Notice of motion for 20.7.2022.

On asking of the Court, Mr. Sarabjit S. Cheema, AAG, Punjab, appears and accepts notice on behalf of State of Punjab and seeks time to get instructions. Mr. K.S. Brar, Advocate appears on behalf of the complainant.

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

Liberty is granted to the counsel to for the complainant to produce on record all the documents in order to show the involvement of the present petitioner.

7.5.2022”

Learned counsel for the petitioner has submitted that in pursuance of the said order, the petitioner has joined the investigation.

Learned State counsel, on instructions from ASI Gurdit Singh has submitted that the petitioner has joined investigation on 26.05.2022 and is not required for further investigation.

Keeping in view the above said facts and circumstances moreso, the facts which have been noticed in the order dated 07.05.2022, and also the fact that the petitioner has joined the investigation and is not

required for further investigation, the present petition is allowed and the interim order dated 07.05.2022 is made absolute.

Nothing stated above shall be construed as an 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 petition.

(VIKAS BAHL)
JUDGE

July 20, 2022
Davinder Kumar

Whether speaking / reasoned	Yes/No
Whether reportable	Yes/No