

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(221-2)

CRM-M-22309-2022

Date of decision:- 27.09.2022

Balwinder Kaur

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE SUVIR SEHGAL

Present:- Mr. Simranjit Singh, Advocate for the petitioner.

Mr. Mohit Chaudhary, AAG, Punjab.

...

SUVIR SEHGAL, J. (Oral)

On 23.05.2022, this Court passed the following order:-

“Instant petition has been filed under Section 438 of the Code of Criminal Procedure, 1973 for grant of anticipatory bail in FIR No.63 dated 29.03.2022, registered for offences under Section 10 of Protection of Children from Sexual Offences Act, 2012, however, Sections 354-A, 342 and 323 of Indian Penal Code, 1860 were added later on, at Police Station Chheharta, District Amritsar (Annexure P-1).

Counsel for the petitioner submits that the petitioner is the mother of Loveljit Kaur. By referring to allegations mentioned at page 14 of the paper book, counsel submits that the petitioner is alleged to have instigated her son-in-law to physically assault Loveljit Kaur. He has placed reliance upon interim order dated 16.05.2022, whereby co-accused, Parkash Kaur, has been granted interim protection by this Court in CRM-M-20864-2022.

Notice of motion.

On asking of the Court, Mr. A.S.Gill, Senior Deputy Advocate General, Punjab accepts notice on behalf of the respondent-State. He is assisted by Mr. Dinesh Mahajan, Advocate for the complainant, who has filed Memo of

*Apperance, which is taken on record.
List on 27.09.2022.
Meanwhile, the petitioner shall join the investigation and would appear as and when called by the Investigating Officer. In the event of arrest, she shall be admitted to interim bail on her furnishing personal and surety bonds to the satisfaction of Arresting/Investigating Officer. She shall also abide by the conditions as specified under Section 438 (2) Cr.P.C. ”*

Interim bail granted to co-accused has been made absolute by this Court by an order passed on even date.

Upon instructions received from ASI, Daljeet Singh, State counsel submits that the petitioner has joined the investigation and she is no longer required for custodial interrogation. He has specific instructions to state that main accused, Avtar Singh, is in custody.

In view of the above facts, but without commenting upon the allegations levelled in the FIR, present petition is allowed.

Order dated 23.05.2022 granting interim bail to the petitioner, is made absolute, subject to conditions laid down in Section 438 (2) of the Code of Criminal Procedure.

27.09.2022
Kamal

(SUVIR SEHGAL)
JUDGE

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