

208
IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-25629-2021
Date of Decision: 08.08.2022

Priyanka Rani

....Petitioner(s)

Versus

State of Haryana

.....Respondent(s)

CORAM: HON'BLE MR. JUSTICE JASGURPREET SINGH PURI

Present: Mr.Ivan Singh Khosa, Advocate, for
Mr. Shivam Grover, Advocate, for the petitioner.

Mr. Naveen Singh Panwar, DAG, Haryana.

Mr. Abhishek Sharma, Advocate, for
Mr. Lekh Raj Sharma, Advocate, for the complainant.

JASGURPREET SINGH PURI, J. (Oral)

The present petition filed under Section 438 of the Code of Criminal Procedure for the grant of anticipatory bail to the petitioner in FIR No. 95 dated 20.06.2021 under Sections 454, 380, 427, 506, 34 IPC, registered at Police Station Barara, District Ambala.

The petitioner who is a lady has filed the present petition for grant of anticipatory bail and this Court while issuing notice of motion 07.07.2021 granted interim anticipatory bail to the petitioner subject to her complying with the conditions as enumerated under Section 438(2) of the Code of Criminal Procedure, failing which she shall not be entitled to the protection of interim anticipatory bail allowed to her.

Mr. Naveen Singh Panwar, learned Deputy Advocate General, Haryana has stated on instructions from SI Gian Chand that after the passing of the order of interim anticipatory bail, the petitioner although joined investigation but she did not cooperate with the investigation process at all. He further submitted that the petitioner has left India and gone to Canada on 21.12.2021 and she has not returned back till date. He further submitted that the interim anticipatory bail was granted to the petitioner subject to compliance of conditions under Section 438(2) of the Code of Criminal Procedure which includes that the person shall not leave India without the prior permission of the Court whereas the petitioner has violated the conditions of bail granted to her as she has left India and gone to Canada without the permission of the Court. He further submitted that in view of the aforesaid facts and circumstances the present petition is liable to be dismissed.

Mr. Abhishek Sharma, Advocate appearing on behalf of the complainant has also stated that he also has information that the petitioner has left India and is residing in Canada and has violated the orders passed by this Court.

On a specific query being put to the learned counsel for the petitioner as to whether the petitioner has left India or not, he stated that he has got no instructions in this regard as he was not able to contact the petitioner.

In view of the specific statement made by the learned Deputy Advocate General, Haryana on specific instructions, this Court is of the view that the present petition is liable to be dismissed on the ground of violation of specific conditions of interim anticipatory bail granted to the

petitioner.

Consequently, the present petition is hereby dismissed.

08.08.2022

rakesh

(JASGURPREET SINGH PURI)
JUDGE

Whether speaking	:	Yes/No
Whether reportable	:	Yes/No