

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

202

CRM-M-23037-2020

Date of Decision: 14.02.2022.

Indu Bala

....Petitioner.

Versus

State of Punjab

...Respondent.

CORAM: HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. Sandeep Arora, Advocate for the petitioner.

Mr. Ramdeep Partap Singh, DAG, Punjab.

MANOJ BAJAJ, J. (Oral)

Petitioner has approached this Court under Section 438 Cr.P.C. to seek anticipatory bail in case FIR No.132 dated 20.05.2020 under Sections 406 and 420 IPC, registered at Police Station Rama Mandi, District Police Commissionerate, Jalandhar, who apprehends her arrest at the hands of the police.

On 18.08.2020, this Court had passed the following order:-

“Learned counsel for the petitioner, inter-alia, contends that the petitioner is a 42 years old young lady and is an entrepreneur. She has set up her own immigration consultancy which is duly registered in accordance with law. He further contends that the petitioner had merely received an amount of Rs.8,000/- towards immigration consultancy sought by the complainants. It is further contended that as regards rest of the allegation of charging Rs.80,000/-, the petitioner is unaware as the said amount was not paid under her instructions to accused Sonu Nirmal.

Learned counsel further contends that the petitioner has no role to play regarding the transaction of Rs.80,000/- . In any case, a civil suit for recovery of said amount has already been filed. The present FIR has been registered only as a pressure tactics for refund of the amount of Rs.80,000/- to the complainant.

Notice of motion.

Mr. Sidakmeet Sandhu, AAG, Punjab, who has joined proceedings on service of advance copy of the petition, appears and accepts notice on behalf of State of Punjab and seeks time to get instructions.

Adjourned to 14.10.2020.

In the meantime, the petitioner is directed to join investigation and in the event she is sought to be arrested, she shall be admitted to interim bail on her furnishing bail bonds/surety bonds to the satisfaction of Investigating/ Arresting Officer, subject to the conditions envisaged under Section 438 (2) Cr.P.C.”

Learned counsel for the petitioner has stated that in compliance of the above order, the petitioner associated herself in the investigation and co-operated during interrogation.

Learned State counsel, who is instructed by ASI Baljinder Singh states that indeed the petitioner has joined the investigation and is not required for custodial interrogation for the time being.

Considering above, the petition is allowed and the interim bail granted by this Court vide order dated 18.08.2020 is made absolute.

(MANOJ BAJAJ)
JUDGE

14.02.2022.

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Whether speaking/reasoned? : Yes/ No
Whether reportable? : Yes/ No