

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

204

**CRM-M-28535 of 2020
Date of Decision:23.02.2022**

Neetu Sharma

..... Petitioner

Versus

State of Haryana

..... Respondent

CORAM: HON'BLE MR. JUSTICE AMOL RATTAN SINGH

Present: Ms. Santosh Bhardwaj, Advocate,
for the petitioner.

Mr. Manish Dadwal, AAG, Haryana

AMOL RATTAN SINGH, J. (ORAL)

Vide this petition, the petitioner seeks the concession of 'anticipatory bail' under the provisions of Section 438 of the Cr.P.C., upon FIR no.273, dated 30.07.2020, having been registered at Police Station Civil Lines, Karnal, alleging therein the commission of offences punishable under Sections 406, 420, 506 and 120-B of the IPC, as also Section 24 of the Immigration Act (with Sections 370 and 384 of the IPC added later).

On 15.12.2021 the following order had been passed by this court:-

“CRM-43008-2021 in CRM-M-28535-2020

Vide this application, it is prayed that the order passed by this court on 23.11.2021, vacating the interim order earlier passed on 18.09.2020, (admitting the petitioner in this petition and the

connected petition to interim bail), be recalled.

Learned counsel for the applicant submits that this application is only in the context of the petitioner in CRM-M-28535-2020 (Neetu Sharma), with the petitioner in the other connected petition, i.e. Surender Kumar, having been arrested and thereafter admitted to bail under the provisions of Section 439 of the Cr.P.C.

As regards non-appearance of counsel on the date that the interim order was vacated, learned counsel appearing today submits that as regards one counsel, i.e. Mr. Partap Singh, he had undergone an angioplasty procedure on 16.11.2021 and as regards she herself (Ms. Santosh Bhardwaj, Advocate), she could not appear because her father had loss of vision.

Notice in the application.

On the asking of the court, Mr. Munish Sharma, A.A.G., Haryana, accepts notice on behalf of the respondent-State.

A copy of the application be handed over to learned State counsel by counsel for the petitioner today itself.

Upon query to him as regards the petitioner having joined investigation or not, pursuant to previous order passed, he submits that even as per the affidavit of the DSP, Headquarters earlier filed, she had joined investigation.

That being so, the application is allowed with the interim order passed in favour of the petitioner (Neetu Sharma), dated 18.09.2020, restored, subject to her continuing to join investigation and and when summoned.

CRM-M-43008-2021

Adjourned to 23.02.2021 for final arguments.

CRM-M-29069-2020

In view of what has been stated by learned counsel for the petitioner hereinabove, this petition has been rendered infructuous and is disposed of as such; with however, the reply of the complainant, dated 02.11.2021, ordered to be taken on record.”

Today, learned State counsel submits, on instructions from SI Subhash Chander, that the petitioner has joined investigation and her custodial is not required.

Learned counsel for the petitioner submits that as a matter of fact the matter has been compromised between the petitioner and the complainant in the FIR and therefore CRM-M-3609 of 2022 has also been filed seeking quashing of the FIR itself.

That being so, without making any comment on the actual merits of the case, the petition is allowed, with the order admitting the petitioner to interim bail made absolute on the same terms and conditions.

February 23, 2022
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(AMOL RATTAN SINGH)
JUDGE

Whether speaking/reasoned	Yes
Whether Reportable	No