

CRM-M-29301-2020

Date of Decision: 27.07.2022

MANJINDER KAUR

... PETITIONER

V/S

STATE OF PUNJAB

... RESPONDENT

CORAM: HON'BLE MR. JUSTICE VIVEK PURI

Present: Mr. Rishu Mahajan, Advocate for the petitioner.
Ms. Ruchika Sabherwal, AAG Punjab.

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VIVEK PURI, J. (ORAL)

Petitioner is seeking anticipatory bail in case bearing FIR No. 10 dated 07.02.2020 under Sections 420/498-A/494/465/467/468/471/120-B IPC, registered at Police Station Jodhan, Ludhiana.

On 02.09.2021, following order was passed in the main case:

“Learned counsel for the petitioner submits that though father of Navdeep Singh initially stated that his son was married to the petitioner, however, later on he himself admitted that she was not at any point of time married to his son. He further submits that except this, there was no allegation against the petitioner of being a party to the alleged fake marriage, which was solemnized between the said Navdeep Singh and the complainant, with the sole motive of going to USA, since the complainant was a USA citizen.

Adjourned to 06.01.2022.

Meanwhile, the petitioner is directed to join the investigation and appear before the investigating agency as and when called upon to do so. In the event of her arrest, she shall be admitted to interim bail on her furnishing bail bonds to the satisfaction of the Arresting/Investigating Officer. The petitioner shall abide by the terms and conditions as envisaged under Section 438(2) Cr.PC.”

Learned counsel for the petitioner contends that in pursuance of the interim directions issued by this Court, the petitioner has joined the investigation.

Learned State counsel, on instructions of ASI Balwinder Singh has not assailed the aforesaid factual aspect of the case and has further submitted that the custodial interrogation of the petitioner is not required.

In these set of circumstances, sufficient exceptional circumstances are made out to extend the concession of pre-arrest bail to the petitioner. The order dated 02.09.2021 is made absolute.

The petition stands allowed.

27.07.2022

Janki

(VIVEK PURI)
JUDGE

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