

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M-29412 of 2020

Date of Decision: 25th April, 2022

Kulwinder Kaur

Petitioner

Versus

State of Punjab

Respondent

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present: Mr. Ritesh Pandey and Mr. GPS Ghuman, Advocates for the
petitioner.

Mr. Sandeep Kumar, DAG, Punjab.

AVNEESH JHINGAN, J (Oral):

This petition was filed seeking anticipatory bail in FIR No. 139 dated 3.7.2020, under Sections 420, 406, 120-B IPC, registered at Police Station Ghuman, District Batala.

The FIR was registered at the instance of Karnail Singh with the allegations that Sukhchain Singh, Kuwinder Kaur (petitioner), Maan Singh, Lakhbir Singh, Sukhraj Kaur and Baljit Kaur ostensibly received Rs.42,68,000/- from him on the pretext of sending his son abroad. Neither the promise was fulfilled nor the amount was returned.

On 6.10.2020, arrest of the petitioner was stayed.

On 16.3.2022, the petitioner was granted interim anticipatory bail subject to joining investigation within ten days.

On 1.4.2022, none was present on behalf of the petitioner.

On 6.4.2022, learned counsel for the State submitted that the petitioner had not joined the investigation. Learned counsel for the petitioner sought one more opportunity to join the investigation.

On 22.4.2022, in spite of two pass overs, none represented the petitioner.

Today, learned counsel for the petitioner submits that since the petitioner has gone to Canada, she is not in a position to join the investigation.

Considering the conduct of the petitioner that she has gone abroad either without informing the court or seeking permission, no case is made out for grant of anticipatory bail. It is a classic case where interim protection granted by this court has been mis-used.

The interim order dated 16.3.2022 is vacated. The petition is dismissed.

[AVNEESH JHINGAN]
JUDGE

25th April, 2022
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| 1. Whether speaking/ reasoned | : | Yes / No |
| 2. Whether reportable | : | Yes / No |