

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

CRM-M-38750-2021 (O&M)

Date of decision: 30.11.2022

State of Haryana

...Petitioner

Versus

Priya Sharma

...Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- Mr. Deepak Kumar Grewal, DAG, Haryana
for the petitioner/State.

Mr. Rajesh Punj, Advocate
for the respondent/accused.

ARVIND SINGH SANGWAN, J. (Oral)

Prayer in this petition, filed under Section 439(2) Cr.P.C., is for cancellation of anticipatory bail granted to respondent/accused in FIR No. 325 dated 08.06.2020, registered under Sections 408, 420, 34 of the IPC at Police Station City Karnal, District Karnal, vide order dated 11.08.2020 passed in CRM-M-19213-2020.

It is submitted that the respondent/accused was granted the concession of anticipatory bail vide aforesaid order dated 11.08.2020, however, despite being issued several notices, the same were not served upon the respondent/accused as she was never found present at her house and in the meantime, the respondent/accused was involved in some other FIR at Chandigarh, in which she was arrested and later on was granted regular bail.

Learned counsel for the petitioner/State further submits that since the respondent/accused did not appear before the Investigating Officer

to join investigation, despite being issued repeated notices, the present petition has been filed seeking cancellation of anticipatory bail granted to respondent/accused on 11.08.2020.

In reply, learned counsel for the respondent/accused submits that in terms of order dated 30.08.2022, now the respondent/accused has joined investigation and has also appeared before the Illaqua Magistrate. A photocopy of the order dated 07.09.2022, passed by the Illaqua Magistrate, in this regard, has also been placed on record.

Learned counsel for the petitioner/State, on instructions from ASI Karambir, has not disputed the fact that the respondent/accused has joined investigation.

After hearing learned counsel for the parties, considering the fact that the respondent/accused has joined investigation and has also appeared before the Illaqua Magistrate as noticed above, this Courts finds no ground to cancel the anticipatory bail, granted to her by passing the aforesaid order dated 11.08.2020.

Accordingly, the present petition is dismissed.

30.11.2022

Waseem Ansari

(ARVIND SINGH SANGWAN)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No