

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

206

(Through Video Conferencing)

CRM-M-39456-2021

Date of decision: 05.01.2022

Surinder Kaur and another

.....Petitioners

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. Bipan Ghai, Sr. Advocate with
Mr. Paras Talwar, Advocate
for the petitioner.

Mr. Luvinder Sofat, AAG, Punjab
for the respondent-State.

Mr. Naveen Batra, Advocate
for the complainant.

MANJARI NEHRU KAUL, J. (ORAL)

The present petition has been filed under Section 438 Cr.P.C. for grant of anticipatory bail to the petitioners in case FIR No.80 dated 18.05.2021 under Sections 452, 354, 323, 506 and 149 IPC registered at Police Station Mehtiana, District Hoshiarpur.

Learned Senior counsel contends that it is a case of false implication which finds support from the fact that though occurrence allegedly took place on 15.05.2021, however, the FIR was registered on 18.05.2021. While inviting the attention of this Court to the FIR (Annexure P-1) submits that no overt act has been attributed to petitioner No.2 except that his presence has been shown at the time of alleged occurrence and even qua petitioner No.1, the only allegation is that she used abusive language. He further submits that in compliance

of order dated 22.09.2021, the petitioners have joined investigation and cooperated with the investigating agency.

Learned State counsel assisted by learned counsel for the complainant on instructions from ASI Surinder Pal, does not dispute the factum of the petitioners having joined investigation and cooperated with the investigating agency. He further submits that the petitioners are not required for further investigation much less custodial interrogation.

In view of the above, the petition is allowed and interim order dated 22.09.2021, is made absolute subject to the conditions laid down in Section 438(2) Cr.P.C.

05.01.2022

(MANJARI NEHRU KAUL)
JUDGE

Vinay

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