

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CRM-M-36978-2022

Date of decision : 21.09.2022

Paramjeet Kaur

... Petitioner

Versus

State of Haryana

... Respondent

CORAM: HON'BLE MR.JUSTICE VIKAS BAHL

Present: Mr. Rajvir Singh, Advocate
for the petitioner.

Mr. Dhruv Sihag, AAG, Haryana.

VIKAS BAHL, J.(ORAL)

This is a first petition under Section 438 Cr.P.C. for grant of anticipatory bail to the petitioner in FIR no.457 dated 04.07.2022 registered under Sections 406, 420 IPC and Sections 10 and 24 of the Immigration Act at Police Station Ladwa, District Kurukshetra.

On 22.08.2022, this Court was pleased to pass the following order:-

“Learned counsel for the petitioner inter alia contends that the petitioner is a house wife and has referred to the joint statement (Annexure P-2) wherein the Sarpanch and Nambardar of the village have also reiterated the fact that the petitioner has been married for 11 years and that she is a house maker. It is further submitted that the petitioner has only been implicated in the present case on account of being the wife of Sukhjinder Singh to whom, as per the FIR, money had been paid to and it is the said Sukhjinder Singh who had given the two cheques amounting to Rs.6 lacs each. It is contended that the petitioner, in order to show her bona fide, is ready to give an amount of Rs.25,000/- each to the complainants namely, Yogesh and Amit, without admitting her

liability.

Notice of motion for 21.09.2022.

In the meantime, in the event of arrest, the petitioner shall be released on interim bail subject to her furnishing personal bonds and surety to the satisfaction of Arresting/Investigating Officer. However, the petitioner shall join the investigation as and when called upon to do so and shall abide by the conditions as provided under Section 438(2) Cr.P.C. The petitioner is directed to prepare two demand drafts of Rs.25,000/- each in the name of complainants namely Yogesh and Amit and is also directed to give the same to the Investigating Officer within a period of two weeks from today, who shall further handover the same to the said complainants.

It is made clear that in case, the two demand drafts of Rs.25,000/- each are not given to the Investigating Officer prepared in the name of the said complainants within a period of two weeks from today, then the present interim relief granted in favour of the petitioner would be liable to be vacated.

The payment of the abovesaid amount of Rs.50,000/- would not be construed as an admission of guilt by the petitioner.

22.08.2022
(VIKAS BAHL)
JUDGE”

Learned counsel for the petitioner has submitted that in pursuance of the said order, the petitioner has joined the investigation and two demand drafts in the name of complainants Yogesh and Amit have been prepared and handed over to the Investigating Officer of the case and has produced the photo copies of the same, which are taken on record as Mark A and Mark B.

Learned State counsel, on instructions from SI Vinay Kumar, has submitted that the petitioner has joined investigation and is not required for further investigation.

Keeping in view the above said facts and circumstances moreso, the facts which have been noticed in the order dated 22.08.2022,

and also the fact that the petitioner complied the said order and also the fact

DAVINDER KUMAR
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I attest to the accuracy and
integrity of this document

that the petitioner has joined the investigation and is not required for further investigation, the present petition is allowed and the interim order dated 22.08.2022 is made absolute.

Nothing stated above shall be construed as an expression of opinion on the merits of the case and the trial would proceed independently of the observations made in the present case which are only for the purpose of adjudicating the present bail petition.

(VIKAS BAHL)
JUDGE

September 21, 2022
Davinder Kumar

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