

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

Sr. No.201

CRM-M-46464-2021 (O&M)

Date of decision : 14.2.2.2022

Baljit Kaur

.....Petitioner

VERSUS

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: Mr.RKS Verka, Advocate, for the petitioner

Ms.Gunkirat Kaur, AAG, Punjab

DEEPAK SIBAL, J. (ORAL)

The matter has been taken up through video conferencing.

Through the present petition filed under Section 438 Cr.P.C. the petitioner seeks anticipatory bail in FIR No.74, dated 04.10.2021, under Sections 380, 120-B IPC registered at Police Station Jhander, District Amritsar.

On 3.11.2021, this Court had passed the following order: -

“Learned counsel for the petitioner inter-alia contends that the petitioner has been falsely implicated in this case due to the fact that the petitioner's son-in-law died in police custody in Canada for which, without any evidence whatsoever, the complainant blames the petitioner and her daughter; the complainant's son and the petitioner's daughter were married on 26.12.2017; thereafter the petitioner's daughter went to Canada and sponsored the complainant's son; the complainant's son then went to Canada and since he was involved in certain criminal cases he was arrested and died in police custody; thereafter the complainant's son's dead body was sent to India where he was cremated; after the cremation the complainant has wrongly accused the petitioner of having committed theft of the complainant's mobile phone, gold articles and his insurance policy; even as per the FIR it is the petitioner's daughter who had

handed over all the aforesaid articles to the complainant and that being so there is no reason for her or the petitioner to steal the same; the only reason which the petitioner thinks as to why the complainant has embroiled the petitioner in this false case is the apprehension that he has with regard to the petitioner's daughter claiming the compensation that may be awarded by the Canadian Government due to the complainant's son's death in police custody; there is no other criminal case which the petitioner faces and that the petitioner is also ready and willing to join investigation as and when called by the investigating agency.

Notice of motion.

Ms.Gunkirat Kaur, AAG Punjab accepts notice on behalf of the respondent-State. For arguments, adjourned to 14.02.2022.

In the meanwhile subject to the petitioner's joining investigation as and when called by the investigating agency as also abiding by the other conditions provided under Section 438 (2) Cr.P.C, in the event of her arrest in FIR No.74, dated 04.10.2021, registered under Sections 380, 120-B IPC at Police Station Jhander, District Amritsar, she shall be released on ad interim anticipatory bail to the satisfaction of the Arresting Officer.”

Learned State counsel submits that in pursuance to the afore quoted order the petitioner has joined the investigation; has cooperated with the investigating agency and that her custodial interrogation is not required by the State.

In view of the above, the order of this Court dated 3.11.2021, granting ad interim anticipatory bail to the petitioner is made absolute.

14.2.2022
gsv

[DEEPAK SIBAL]
JUDGE

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