

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CRM-M-43788-2022
Date of decision : 17.10.2022

Ankita Sharma

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR.JUSTICE VIKAS BAHL

Present: Mr.Hitender Kansal, Advocate and
Mr. Anil Soni, Advocate
for the petitioner.

Mr.Iqbal S.Mann, DAG, Punjab.

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.085 dated 09.08.2022 registered under Section 420 IPC at Police Station Urban Estate Patiala, District Patiala.

On 22.09.2022, this Court was pleased to pass the following order:-

“Learned counsel for the petitioner inter alia contends that the petitioner is only an employee working in the office of Kamalpreet Malhotra and it is submitted that no amount had been paid to the petitioner or into the account of the petitioner. It is further submitted that an amount of Rs.11,00,000/- was stated to have been paid to Kamalpreet Malhotra who had paid it to the college and it had later transpired that the said fee has been refunded. It is contended that no money had been paid by the complainant to the present petitioner.

Notice of motion for 17.10.2022.

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.

22.09.2022

(VIKAS BAHL)
JUDGE”

Learned counsel for the petitioner has submitted that in pursuance of the said order, the petitioner has joined the investigation.

Learned State counsel 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 22.09.2022, and also the fact that the petitioner has joined the investigation and is not required for further investigation, the present petition is allowed and the interim order dated 22.09.2022 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.

October 17, 2022
Davinder Kumar

(VIKAS BAHL)
JUDGE

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