

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

207-A

CRM-M-45033-2022
Date of Decision:-**08.12.2022**

TANIYA

... Petitioner(s)

Versus

STATE OF PUNJAB

... Respondent(s)

CORAM: HON'BLE MR. JUSTICE KARAMJIT SINGH

Present:- Mr. Gagandeep Singh Simble, Advocate
for the petitioner.

Mr. C.L. Pawar, Addl., A.G. Punjab.

KARAMJIT SINGH, J. (Oral)

Prayer is for grant of anticipatory bail to the petitioner in criminal case having FIR No.117 dated 16.05.2022 registered under Section 306 IPC at Police Station Civil Lines Batala Police District Batala, District Gurdaspur.

On the last date of hearing, the petitioner was granted interim bail and the following order was passed:-

“Prayer is for grant of anticipatory bail to the petitioner in criminal case having FIR No.117 dated 16.5.2022 registered under Sections 306 IPC at Police Station Civil Lines Batala, Police District Batala, District Gurdaspur.

Counsel for the petitioner contends that the petitioner has been falsely implicated in the present case and actually, she was working as a receptionist in the office of co-accused Wilson Masih who is running the travel agency and has already been granted concession of interim bail by this Court vide order dated 18.8.2022 (Annexure P-8). He further submits that there was no occasion for the petitioner to instigate or abet the deceased to commit suicide and no suicide note was found by the police during the investigation of the case.

Notice of motion.

Mr. C.L.Pawar, Addl. AG, Punjab accepts notice on behalf of the State and on instructions from ASI Gurnam Singh has not refuted the fact that main accused Wilson Masih has already been granted interim bail by this Court

vide order dated 18.8.2022 (Annexure P-8).

Now be listed on 8.12.2022.

In the meantime, in case of arrest, the petitioner is directed to be released on interim bail by the IO/Arresting Officer to his own satisfaction till the next date of hearing. The petitioner should join the investigation with the police well in time before the next date of hearing and is to abide by the conditions as envisaged under Section 438(2) of Cr.P.C.”

Today the counsel appearing on behalf of the petitioner submits that by virtue of the aforesaid order of interim bail the petitioner has joined the investigation with the Police.

The State counsel on instructions from ASI Tarsem Lal has not refuted the aforesaid assertions made by the counsel for the petitioner and further submits that the report of FSL with regard to the suicide note left by the deceased is still awaited and that the petitioner is not required by the police for further investigation or custodial interrogation.

In view of the fact that the alleged suicide note, which is stated to be left by the deceased, is already in the possession of the police and the petitioner who has joined the investigation is not required by the police for any further investigation, without commenting on the merits of the case, the present petition is hereby allowed and order of interim bail dated 28.09.2022 is hereby made absolute, subject to the conditions envisaged under Section 438(2) Cr.P.C.

Further, the petitioner should appear before the trial Court on each and every date of hearing.

08.12.2022

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**(KARAMJIT SINGH)
JUDGE**

Whether reasoned / speaking?
Whether reportable?

Yes / No
Yes / No