

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(217-2)

CRM-M-54162-2021

Date of decision:- 22.03.2022

Madhu Rani

...Petitioner

Versus

The State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE SUVIR SEHGAL

Present:- Mr. Abnash Singh, Advocate for the petitioner.

Mr. A.S.Gill, Senior DAG, Punjab for State-respondent.

...

SUVIR SEHGAL, J. (Oral)

Heard through video conferencing.

On 23.12.2021, this Court passed the following order:-

“Instant petition has been filed under Section 438 of the Code of Criminal Procedure, 1973 for grant of anticipatory bail in FIR No.268 dated 16.11.2021, registered for offences under Sections 323, 354, 355, 506 and 34 of the Indian Penal Code, 1860, at Police Station Kharar, District SAS Nagar (Annexure P-1).

Counsel for the petitioner contends that the allegation against the petitioner is of abusing the son of complainant, slapping the complainant and hitting her with sandals. Counsel has placed reliance upon order dated 22.12.2021 passed by this Court in CRM-M-53927-2021, whereby coaccused, Rajinder Singh has been granted interim protection.

Notice of motion.

On asking of the Court, Mr. Ramdeep Pratap Singh, DAG, Punjab, who is assisted by Mr. Ankur Jain, Advocate accept notice on behalf of the respondent-State and complainant respectively.

List on 22.03.2022.

To be heard with CRM-M-53927-2021.

Meanwhile, the petitioner shall join the investigation and would appear as and when called for by the Investigating Officer. In the event of arrest, she shall be admitted to interim bail on her furnishing personal and surety bonds to the satisfaction of Arresting/Investigating Officer. She shall also abide by the conditions as specified under Section 438 (2) Cr.P.C.”

Upon instructions received from ASI, Jaswant Singh, State counsel submits that the petitioner has joined the investigation and is no longer required for custodial interrogation.

Counsel for the petitioner submits that the interim protection granted to co-accused, Rajinder Singh, in CRM-M-53927-2021 has been made absolute by an order passed by this Court on even date. Still further, he submits that the petitioner is involved in another FIR in which the petitioner has been falsely involved at the instance of the daughter of the complainant.

In view of the above, order dated 23.12.2021 is made absolute, subject to the conditions laid down in Section 438 (2) of the Code of Criminal Procedure.

Petition is allowed.

(SUVIR SEHGAL)
JUDGE

22.03.2022
Kamal

Whether Speaking/Reasoned	Yes/No
Whether Reportable	Yes/No