

**206-A IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

**CRM-M-54051-2021 (O&M)
Date of decision : 12.01.2022**

Pawandeep Kaur

..... Petitioner

VERSUS

State of Haryana

..... Respondent

CORAM : HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present :- Mr. C.S.Singhal, Advocate
for the petitioner.

Mr. Karan Garg, AAG, Haryana.

Mr. Vineet Chaudhary, Advocate
for the complainant.

(Through video conferencing)

Harsimran Singh Sethi, J. (Oral)

Petitioner is seeking anticipatory bail in FIR No.376 dated 25.09.2021 registered under Sections 420, 467, 468, 471 & 120-B IPC at Police Station Ambala City.

Learned counsel for the petitioner contends that the petitioner has joined investigation in terms of order passed by this Court on 23.12.2021. Order dated 23.12.2021 is as under:-

“The present petition has been filed under Section 438 Cr.P.C. for the grant of anticipatory bail to the petitioner in respect of FIR No.376 dated 25.09.2021 registered under Sections 420, 467, 468, 471 & 120-B of the IPC at Police

Station Ambala City.

Learned counsel for the petitioner argues that the petitioner was only an attesting witness to the alleged forged Will and she is not a beneficiary of the same in any manner and as nothing is to be recovered from her and she is ready to join and cooperate in investigation, she may kindly be granted the benefit of anticipatory bail especially, in view of the fact that a similarly situated co-accused namely, Manpreet Singh has already been extended the benefit of anticipatory bail by this Court while passing order in CRM-M-45873-2021 on 01.11.2021.

Notice of motion for 11.01.2022.

Mr. Gaurav Bansal, AAG, Haryana, who is present in the Court accepts notice on behalf of respondent-State.

Learned State counsel does not dispute the fact that the only allegation against the petitioner is of being an attesting witness to the alleged forged Will and concedes that a similarly situated co-accused namely, Manpreet Singh has already been extended the benefit of anticipatory bail by this Court while passing order in CRM-M-45873-2021 on 01.11.2021.

I have heard learned counsel for the parties and have gone through the record with their able assistance.

Once, the petitioner is not stated to be a beneficiary of the alleged forged Will and nothing is to be recovered from her coupled with the fact that a similarly situated co-accused namely, Manpreet Singh has already been extended the benefit of anticipatory bail by this Court while passing order in CRM-M-45873-2021 on 01.11.2021, the petitioner has made out a case for the grant of anticipatory bail on the ground of parity, especially, when the petitioner has undertaken to join and cooperate with the investigation.

The petitioner is directed to join the investigation forthwith. In the event of her arrest, she shall be released on interim bail to the satisfaction of the Arresting

Officer/Investigating Officer on her furnishing bail bonds/surety bonds to the satisfaction of the Arresting Officer/Investigating Officer subject to the following conditions:-

- (i) That she shall make herself available for interrogation by the police officer as and when required.*
- (ii) That she shall not, directly or indirectly, make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade them from disclosing the said facts to the Court or to any police officer.*
- (iii) That she shall not leave India without prior permission of the Court.*
- (iv) That she shall abide by all the conditions as enshrined under Section 438(2) Cr.P.C.*

To be heard along with CRM-M-45873-2021.”

Learned State counsel, who has also joined the proceedings through video conference, on instructions from ASI Navtej states that in terms of the order of this Court reproduced before, the petitioner has joined investigation and she is not required for further interrogation, at this stage.

In view of the above, the order dated 23.12.2021 granting interim bail to the petitioner is made absolute.

However, the petitioner shall abide by the conditions stipulated under Section 438(2) Cr.P.C. She shall also join investigation as and when called upon to do so.

In case at any given point of time hereinafter, it is felt by the Investigating Agency that petitioner is required for the investigation but is not co-operating, it will be at liberty to approach this Court for passing appropriate orders.

The petition stands disposed of.

(HARSIMRAN SINGH SETHI)
JUDGE

12.01.2022
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Whether speaking/reasoned	Yes
Whether Reportable :	No