

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

Sr. No.201 (1)

CRM-M No. 540 of 2023

Date of decision : 10.04.2023

Manjit Kaur

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM : HON'BLE MR. JUSTICE DEEPAK SIBAL

Present : Mr. Naveen Bawa, Advocate for the petitioner.
Mr. A.P.S. Tung, DAG, Punjab.
Mr. Ashish Aggarwal, Advocate for the complainant.

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DEEPAK SIBAL, J. (Oral)

The present petition has been filed under Section 438 Cr.P.C. for the grant of anticipatory bail in FIR No. 281 dated 14.12.2022 registered under Sections 307, 323, 148, 149, 120-B IPC and Sections 25, 27 of the Arms Act at Police Station Ajnala, District Amritsar Rural.

On 09.01.2023, this Court had passed the following order : -

“Learned counsel for the petitioner inter-alia contents that the petitioner is a 48 year old lady; she is a housewife; she has no other criminal antecedents; even if the case of the prosecution is taken as the gospel truth, though vehemently denied, no injury is attributed to the petitioner; only threats to the complainant are attributed to the petitioner; no recovery is required to be made from the petitioner and that the petitioner is also ready and willing to join and cooperate with the investigation as and when called by the investigating agency.

Notice of motion.

Mr.Arun Luthra, Deputy Advocate General, Punjab, accepts notice on behalf of the respondent-State and Mr.Ashish Aggarwal, Advocate puts in appearance on behalf of the complainant.

For arguments, adjourned to 10.04.2023.

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.281, dated 14.12.2022, registered under Sections 307, 323, 148, 149, 120-B IPC and Sections 25 and 27 of Arms Act, 1959 at Police Station Ajnala, District Amritsar Rural, she shall be released on ad interim anticipatory bail to the satisfaction of the Arresting Officer."

Learned State counsel submits that under the afore-quoted order passed by this Court, the petitioner has joined and cooperated with the investigation and that her custodial interrogation is not required by the State.

After considering the submissions made on behalf of the petitioner as have been recorded in the afore-quoted order and the statement made on behalf of the State, subject to the petitioner abiding by the conditions provided under Section 438 (2) Cr.P.C., the order of this Court dated 09.01.2023 granting ad interim anticipatory bail to the petitioner is ordered to be made absolute.

10.04.2023

sunil yadav

**(DEEPAK SIBAL)
JUDGE**

Whether speaking/reasoned : Yes / No

Whether reportable : Yes / No