

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

CRM-M-29135-2023
Date of decision: 21.09.2023

VEENA @ PARVEEN KAUR

...PETITIONER

VERSUS

STATE OF PUNJAB

...RESPONDENT

CORAM: HON'BLE MR. JUSTICE VIVEK PURI

Present: Mr. Malkiat S. Hundal, Advocate for the petitioner.

Ms. Ruchika Sabherwal, DAG, Punjab.

VIVEK PURI,J. (ORAL)

1. On 02.06.2023, the following order was passed by the Co-ordinate Bench of this Court:-

“The present petition has been filed under Section 438 Cr.P.C. for grant of anticipatory bail to the petitioner in FIR No.40 dated 15.03.2023 under Section 363 and 366-A of the Indian Penal Code and (Section 8 of the POCSO Act has been deleted and Section 17 of POCSO Act has been added later on), registered at Police Station City Patti, District Tarn Taran (Annexure P-1/T).

Learned counsel for the petitioner submits that the petitioner is the aunt of the accused Veerpal, who apparently was in relationship with the daughter of the complainant. Learned counsel for the petitioner further submits that in fact, the accused-Veerpal is already in custody and moreso, the petitioner has been shown in column No.2 in the challan presented.

Notice of motion.

Mr. Arun Gupta, AAG, Punjab, accepts notice on behalf of respondent-State. He submits that since the petitioner did not join the investigation, therefore, she was kept in column No.2 and the challan would be presented against her after she join the investigation.

In light of the above, the petitioner is directed to join investigation on 06.06.2023 at 10:00 A.M. before the Investigating Officer and cooperate with the Investigating Agency, even thereafter.

In the event of arrest, the petitioner be released on interim bail subject to furnishing personal/surety bonds to the satisfaction of the Arresting/Investigating Officer and the

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petitioner shall abide by the conditions as envisaged under Section 438 (2) Cr.P.C. Adjourned to 21.09.2023.”

- 2. Learned counsel for the petitioner contends that the petitioner has joined the investigation in pursuance of interim directions.
- 3. On instructions from ASI Kulbir Singh, learned State counsel has not disputed the aforesaid factual aspects and also submits that the petitioner has joined the investigation and her custodial interrogation is not required.
- 4. In view of the aforesaid submissions, the order dated 02.06.2023, granting interim bail to the petitioner is made absolute.
- 5. The petition is allowed.

21.09.2023
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(VIVEK PURI)
JUDGE

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