

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M No.28575 of 2023
Date of decision: 14th September, 2023

Sukhwinder Kaur

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Mr. B.S. Aulakh, Advocate for the petitioner.

Mr. Mohit Kapoor, Add. Advocate General, Punjab
for the respondent/State.

MANJARI NEHRU KAUL, J. (ORAL)

1. The petitioner is seeking the concession of bail under Section 438 Cr.P.C. in case FIR No.39 dated 01.04.2022 under Sections 420, 468, 471 IPC registered at Police Station Kabarwala, District Sri Muktsar Sahib.

2. On the last date of hearing, i.e. 01.06.2023, while noticing the following submissions made by learned counsel for the petitioner, a Coordinate Bench of this Court had granted the concession of interim bail to the petitioner and asked her to join investigation.

“It has been contended by counsel for the petitioner that petitioner, after having acquired requisite qualification of graduation and B.Ed, was employed as Art and Craft Teacher in the year 2014. He submits that after about nine years, she has been alleged to have completed her matriculation by submitting a forged certificate. It is

submitted that petitioner herself is a victim as she has further acquired qualification of graduation and post graduation. He submits that even otherwise the allegations made are totally based on documents and thus, no case for custodial interrogation is made out, however, petitioner is ready to join the investigation and abide by all the terms and conditions of the anticipatory bail if this Court considers her request for granting the same.”

3. Learned counsel for the petitioner submits that in compliance of the order dated 01.06.2023, the petitioner has joined investigation and cooperated with the investigating agency.

4. Learned State counsel, on instructions, does not dispute the factum of the petitioner having joined investigation and cooperated with the investigating agency. He, on further instructions submits that the petitioner is not required for further investigation much less for her custodial interrogation.

5. In the circumstances, the petition is allowed and the interim order dated 01.06.2023 is made absolute subject to the conditions laid down in Section 438(2) Cr.P.C. Needless to say, in case the petitioner misuses the concession of bail granted to her, the State would be at liberty to seek cancellation of the bail granted to her.

(MANJARI NEHRU KAUL)
JUDGE

September 14, 2023
rps

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