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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-30868-2023 (O&M)
Date of decision : 29.11.2023

Jagjeet Kaur ... Petitioner(s)

Versus

State of Haryana ... Respondent(s)

CORAM : HON'BLE MRS. JUSTICE ALKA SARIN

Present : Mr. Krishan Sehajpal, Advocate for the petitioner.

Ms. Ankita Ahuja, AAG Haryana.

ALKA SARIN, J. (ORAL)

1. This is a petition under Section 438 of the Code of Criminal Procedure, 1973 for grant of anticipatory bail to the petitioner in FIR No.37 dated 08.04.2023 registered under Sections 323, 406, 498-A, 506, 313 and 34 of the Indian Penal Code, 1860 at Women Police Station, Narnaul, District Mahendergarh.

2. On 19.06.2023 the following order was passed :

*“Prayer in the present petition is for the grant of anticipatory bail to the petitioner in FIR No.37, dated 08.04.2023 registered under Sections 323, 406, 498-A, 506, 313 and 34 IPC at Women Police Station, Narnaul, District Mahendergarh.
Notice of motion.*

Mr. Amit Aggarwal, DAG, Haryana accepts notice on behalf of the respondent-State.

List on 29.08.2023.

In the meantime, the petitioner is directed to join investigation. In the event of arrest, she shall be released on interim bail to the satisfaction of the Arresting/Investigating Officer, subject to compliance of the provisions of Section 438 (2) Cr.P.C.”

Thereafter, on 20.09.2023 the following order was passed :

“Learned State counsel, on instructions from ASI Asha, has stated that though the petitioner has joined investigation, however, she is not cooperating.

List on 29.11.2023.

Meanwhile, the petitioner is directed to re-join the investigation and cooperate with the Investigating Agency.

Interim order to continue.”

3. Learned counsel for the petitioner would contend that pursuant to the order dated 20.09.2023 the petitioner has rejoined investigation and has fully cooperated.

4. Learned counsel for the State on instructions from ASI Asha has stated that the petitioner has since rejoined investigation and has fully cooperated and that she is no longer required for further custodial interrogation as of now.

5. In view of the above, the order dated 19.06.2023 is made absolute. The petitioner shall, however, join investigation as and when called. The petitioner shall also abide by all the terms and conditions as specified under Section 438(2) of the Code of Criminal Procedure, 1973.
6. Disposed off accordingly. Pending applications, if any, also stand disposed off.

29.11.2023
Yogesh Sharma

(ALKA SARIN)
JUDGE

NOTE: Whether speaking/non-speaking: Speaking
Whether reportable: YES/NO