

IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH

CRM-M No.32208 of 2023  
Date of decision: 2<sup>nd</sup> August, 2023

Sukhjit Kaur Atwal

... Petitioner

Versus

State of Punjab

... Respondent

**CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL**

Present: Mr. R.S. Athwal, Advocate for the petitioner.

Mr. H.S. Sullar, Sr. Deputy Advocate General, Punjab  
for the respondent/State.

Mr. J.S. Bajwa, Advocate for the complainant.

**MANJARI NEHRU KAUL, J. (ORAL)**

1. The petitioner is seeking the concession of bail under Section 438 Cr.P.C. in case FIR No.0146 dated 25.10.2021 registered under Sections 406, 420, 120-B of the IPC at Police Station Nurpur Bedi, District Rupnagar.

2. On the last date of hearing, i.e. 11.07.2023, while noticing the following submissions made by learned counsel for the petitioner, this Court had granted the concession of interim bail to the petitioner and asked her to join investigation.

*“Learned counsel for the petitioner submits that the allegations alleged against her in the FIR are that there was some compromise between the parties wherein, the petitioner agreed to return a sum of Rs.13,50,000/-, which*

*amount was to be paid by 31.05.2020 but no payment has been made so far, which fact clearly shows that the present is a case for enforcement of the compromise, which is not permissible by initiating proceedings under IPC.*

*Learned counsel for the petitioner further submits that as the petitioner intends to buy peace, she is ready to settle the dispute with the complainant and whatever amount was agreed under the compromise keeping in view the amount already paid to the daughter of the complainant, will be paid.*

*Learned counsel for the petitioner submits that in order to show the bonafide of the petitioner, on the next date of hearing, a sum of Rs.2,00,000/-will be paid to the complainant.”*

3. Learned counsel for the petitioner submits that in compliance of the order dated 11.07.2023, the petitioner has joined investigation and cooperated with the investigating agency. He further submits that in order to show her bonafide, a sum of ₹ 2.00 lacs by way of demand draft has been handed over to the learned counsel for the complainant/respondent No.2 in the Court today.

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 11.07.2023 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

August 2, 2023  
*rps*

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|---------------------------|--------|
| Whether speaking/reasoned | Yes/No |
| Whether reportable        | Yes/No |