

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

**CRM-M-35770-2023 (O&M)
Date of decision : 28.08.2023**

Inderjeet Kaur @ Inderjit Kaur

...Petitioner(s)

Versus

State of Punjab

...Respondent(s)

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present: Mr. Abdul Aziz, Advocate for
Mr. Sumeet Puri, Advocate for the petitioner.

Mr. Joginder Pal Ratra, DAG, Punjab for the respondent.

MAHABIR SINGH SINDHU, J.

Present petition under Section 438 of the Code of Criminal Procedure has been filed for grant of pre-arrest bail to the petitioner in FIR No.0079 dated 18.06.2023, under Sections 420 & 120-B of the Indian Penal Code, 1860, registered at Police Station Civil Lines, Patiala, District Patiala.

(2) Above FIR was registered on the basis of statement made by complainant-Subesh Kumar with the allegations that petitioner along with her husband-Gurmeet Singh cheated his grandfather, namely, Natha Singh, aged about 80-85 years, by getting executed the Sale Deed in their favour of plot measuring 175 Sq. Yds. out of total 300 Sq. Yds.

(3) This Court, vide order dated 26.07.2023, granted interim bail to petitioner and the same reads as under:-

“Contends inter-alia that dispute is entirely of civil nature and civil suit is pending between the parties.

Notice of motion for 28.08.2023.

In the meanwhile, petitioner shall join investigation before the Investigating Officer. In the event of her arrest, the Arresting Officer would admit her to interim bail, till the next date of hearing, on furnishing adequate bail and surety bonds to his satisfaction. The petitioner shall also abide by all the conditions as envisaged under Section 438(2) of Code of Criminal Procedure, 1973.”

(4) Learned Counsel submits that in pursuance of the aforesaid order, petitioner has already joined the investigation and her custodial interrogation is not required.

(5) Learned State Counsel, on instructions from ASI Gurpyar Singh, submits that petitioner has joined investigation and as on today, her custodial interrogation is not required.

(6) In view of above, interim order dated 26.07.2023 is made absolute subject to the conditions as envisaged under Section 438(2) Cr.P.C.

(7) It is also made clear that petitioner shall fully co-operate with the Investigating Officer as and when called for further investigation.

(8) The above observations may not be construed as an expression of opinion on merits of the case; rather confined only to decide the present bail matter.

(9) Disposed off accordingly.

August 28th, 2023
Gagan

(MAHABIR SINGH SINDHU)
JUDGE

Whether speaking/reasoned	Yes/No
Whether Reportable	Yes/No