

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

103

CRM-M No.37565 of 2023 (O&M)
DATE OF DECISION: 03rd AUGUST, 2023

Nandani

.... Petitioner

Versus

State of Haryana

.... Respondent

CORAM : HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

Present : Mr. Mohan Singh Chauhan, Advocate
for the petitioner.

* * * *

RAJBIR SEHRAWAT, J. (Oral)

1. The present petition has been filed by the petitioner under Section 438 Cr.P.C. for grant of anticipatory bail in case FIR No.244 dated 20.04.2023 registered under Sections 120-B, 420, 465, 468, 471 IPC Police Station Ambala City, District Ambala, Haryana.

2. It is submitted by the counsel for the petitioner that the case against the petitioner is totally concocted. Otherwise also, the case pertains to adoption of a child. Subsequently, even the Sub Registrar has conveyed to the police that the matter pertains to the adoption and not regarding the birth of the child. The petitioner is not involved in any other case. Therefore, the petitioner deserves concession of anticipatory bail to the petitioner.

3. Notice of motion.

4. Mr. Krishan K.Chahal, Addl. Advocate General, Haryana with ASI Sanjeev Kumar accepts notice on behalf of the respondent-State and has submitted that the petitioner had furnished an affidavit containing a wrong fact. Therefore, the FIR has been registered against her. However, it is not even in dispute that the entire matter relates to adoption of a child to which neither the adoptive parents, nor the natural parents are having any objections.

5. In view of the above, but without commenting upon merits of the case, the present petition is allowed. The petitioner is granted concession of anticipatory bail. Therefore, it is directed that in case of her arrest, the petitioner shall be released on bail subject to her furnishing bail bonds/surety bonds to the satisfaction of Arresting/Investigating Officer. However, it is further directed that the petitioner shall join the investigation as and when called upon to do so and shall abide by the conditions as provided under Section 438(2) Cr.P.C.

03rd AUGUST, 2023
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(RAJBIR SEHRAWAT)
JUDGE

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