

105

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM M 38442-2023
Date of Decision August 07, 2023

Sheetal Khatri

.....*Petitioner*

versus

State of Haryana

...Respondent

Coram Hon'ble Mr. Justice Rajbir Sehrawat

Present: Mr. Vishawaajeet Singh, Advocate for the petitioner

Rajbir Sehrawat, J, (Oral)

The present petition has been filed under Section 438 of the Code of Criminal Procedure, praying for grant of anticipatory/pre-arrest bail to the petitioner in case FIR No. 25 dated 23.02.2023, registered under Section 420 of the Indian Penal Code and Section 66-D of the Information Technology Act (offence under Sections 419 and 204 IPC added later on) at Police Station Cyber Crime, West, Gurugram.

It is submitted by counsel for the petitioner that case against the petitioner is totally false, frivolous and concocted. The petitioner is not involved in the crime as alleged against her. Even as per the story of the prosecution, the petitioner is alleged to have provided mobile phone number of the main accused to the complainant; which culminated into the crime. There is no other case against the petitioner. Hence, the petitioner deserves to be protected against her arrest.

Notice of motion.

Mr. Krishan Kumar Chahal, Additional Advocate General, Haryana, on instructions from Inspector Amit Kumar, has submitted that the name of the petitioner has surfaced during interrogation of the co-accused. However, it is not disputed that the petitioner has only provided mobile phone number of the main accused to the complainant. It is also not disputed that there is no other case against the petitioner.

In view of the above, but without commenting anything on merits of the case, the present petition is allowed. In the event of arrest, the petitioner be released on bail, subject to her furnishing personal bonds/surety to the satisfaction of the Arresting/Investigating Officer. However, 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.

(Rajbir Sehrawat)
Judge

August 07, 2023
mohan bimbura

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