

282 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Neutral Citation No. 2023:PHHC:122367
CRM-M-38905-2023
Date of Decision: September 18, 2023

Karamveer Kaur @ Kiran

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- None.

ASI Pal Singh, Investigating Officer,
Police Station Sadar, Moga, in person.

DEEPAK GUPTA, J.(Oral)

Nobody is appearing as lawyers are abstaining from work.

ASI Pal Singh, Investigating Officer of the case has filed short reply by way of affidavit of Shri Sukhwinder Singh Brar, Deputy Superintendent of Police (City), Moga, District Moga, on behalf of of respondent-State.

On 10.08.2023, following order was passed by this Court:-

“Through the instant petition under Section 438 Cr.P.C., the petitioner seeks anticipatory bail in case bearing FIR No.32 dated 04.04.2023, registered under Sections 21, 22 and 29 of the NDPS Act, at Police Station Sadar Moga, District Moga. Learned counsel for the petitioner submits that the petitioner was not named in the FIR; that the marriage of the petitioner was solemnized with Baltej Singh Chabra on 27.01.2015, out of the said wedlock one male child was born; that the petitioner has been implicated in the present case due to matrimonial dispute with her husband; that earlier also the petitioner was falsely involved in FIR No.92 dated 17.04.2023 registered under Sections 21 and 22 of the NDPS Act at Police Station City Moga, wherein recovered contraband was of non-commercial quantity and she is on regular bail and the same very plea was also taken by her in the application for bail qua her false implication in future at the

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behest of her husband and she has also moved a written complaint to Hon'ble the Chief Justice of this Court and Hon'ble Chief Minister Punjab. Notice of motion for 11.09.2023.. Meanwhile, the petitioner is directed to join the investigation and if she is sought to be arrested, she shall be released on interim bail to the satisfaction of Investigating Officer/Arresting Officer subject to the conditions as envisaged in Section 438 (2) of the Code of Criminal Procedure. However, anticipatory bail, granted while exercising the judicial discretion, should not operate as an inroad into the statutory investigational power of the police."

Today, it is informed by ASI Pal Singh, Investigating Officer of the case that the petitioner has since joined the investigation, in compliance of the order dated 10.08.2023 and is no longer required for further investigation.

In view of the aforesaid statement, the order dated 10.08.2023, whereby the petitioner was granted interim anticipatory bail, is hereby made absolute. However, she shall continue to join investigation, if and so required by the Investigating Officer.

Disposed of.

September 18, 2023

sarita

(DEEPAK GUPTA)
JUDGE

Whether reasoned/speaking: Yes/No

Whether reportable: Yes/No