

207

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

CRM-M-44108-2022 (O&M)

Date of decision : 31.10.2023

Rimpi Rani

...Petitioner(s)

Versus

State of Haryana and another

...Respondent(s)

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present: Mr. Pradeep Sehrawat, Advocate,
for Mr. Vivek Goyal, Advocate,
for the petitioner.

Mr. Vikram Singh, AAG, Haryana,
assisted by ASI Shakti Singh.

MAHABIR SINGH SINDHU, J.

Petition under Section 438 of the Code of Criminal Procedure, 1973 has been filed for grant of pre-arrest bail to the petitioner in FIR No.273 dated 09.08.2022, under Sections 370, 406, 420 of the Indian Penal Code, 1860 (for short, '*the IPC*') and Section 24 of the Immigration Act, registered at Police Station Sadar Kaithal.

2. Allegations are that the petitioner along with her co-accused, duped the complainant on the pretext of sending him abroad on work visa.

3. This Court, on 12.07.2023, granted interim bail to petitioner and relevant part of the same is recapitulated as under:-

“Status report by way of affidavit of Mr. Ravinder Sangwan, HPS, DSP, Kaithal, dated 24.12.2022, filed by

learned State counsel, is taken on record. Copy thereof supplied to the opposite side.

Registry to tag the same at appropriate place.

It transpires that arrest of the petitioner was stayed by the Coordinate Bench on 29.09.2022, but she has not been directed to join the investigation so far.

Posted on 01.09.2023.

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 the Code of Criminal Procedure, 1973.”

4. Contends that in terms of the aforesaid order, petitioner has already joined investigation and her custodial interrogation is not required.

5. Above factual position is duly acknowledged by learned State Counsel, on instructions from the police officer present in Court and further stated that custodial interrogation of the petitioner is not required at this stage.

6. In view of above, interim order dated 12.07.2023 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.

31.10.2023
atulsethi

(MAHABIR SINGH SINDHU)
JUDGE

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