

205 2023:PHHC:076455
IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-49919-2022
Date of decision: 25.05.2023

MANJU

...Petitioner

V/s

STATE OF HARYANA

...Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Mr. Nishant Raj Ghangas, Advocate
for the petitioner.

Mr. Chetan Sharma, DAG, Haryana.

MANJARI NEHRU KAUL J. (ORAL)

The present petition has been filed under Section 438 Cr.P.C.
for grant of anticipatory bail to the petitioners, in case FIR No.73 dated
13.04.2019 for the offences under Section 174-A of Indian Penal Code, 1860
registered at Police Station Israna, District Panipat.

Vide order dated 29.10.2022, petitioner was granted the
concession of interim bail in the following terms:

*“It is the case of the petitioner that the matter infact
arises out of a complaint under Section 138 of Negotiable
Instruments Act, wherein the petitioner came to be declared a
proclaimed offender though infact she was never aware of the
proceedings. It has further been submitted that as and when the
petitioner came to know about the same, she immediately
compromised the matter with the complainant and pursuant to the
said compromise, the complainant withdrew his complaint under
Section 138 of Negotiable Instruments Act as would be evident
from order dated 3.3.2022 passed by learned JMFC, Panipat
(Annexure P-3).”*

Learned counsel for the petitioner states that pursuant to order dated 29.10.2022, passed by this Court, the petitioner has joined investigation. This fact is not disputed by the counsel for the State as well.

Learned State counsel, on instructions from SI Devender Singh, states that the petitioner is no longer required for further interrogation.

In view of the above, the petition is allowed and interim order dated 29.10.2022, is made absolute subject to the conditions laid down in Section 438(2) Cr.P.C. However, it is made clear that in case, the petitioner misuse the concession of bail granted to him, the State would be at liberty to seek cancellation of bail granted to him.

25.05.2023
manisha

(MANJARI NEHRU KAUL)
JUDGE

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