

CRM-M-51018-2023

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274 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-51018-2023
Date of Decision: 07.12.2023

SUSHILA DEVI

...PETITIONER

VERSUS

STATE OF HARYANA

...RESPONDENT

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present: None
for the petitioner.

Mr. Vikas Bhardwaj, AAG, Haryana.

None
for the complainant.

HARPREET SINGH BRAR J. (ORAL)

1. Through instant petition, the petitioner is seeking anticipatory bail in case FIR No. 43 dated 20.02.2023 under Sections 406 & 420 IPC, registered at Police Station Sadar Dadri, District Charki Dadri, Haryana.

2. On 30.10.2023, following order was passed:

“Contends inter-alia that co-accused (Sonu Malhotra & Ram Niwas) with similar allegations have already been granted the concession of pre-arrest bail vide CRM-M-34003-2023 & CRM-M-36404-2023.

Notice of motion for 07.12.2023.

In the meanwhile, petitioner shall join investigation before the Investigating Officer. In the event of his arrest, the Arresting Officer would admit him 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 Code of Criminal Procedure, 1973.

At this stage, Mr. Sumit Sangwan, Advocate, appears on behalf of the complainant.”

3. Learned State counsel has filed status report dated 04.12.2023 by way of affidavit of Subhash Chander, HPS DSP, Charkhi Dadri on behalf of respondent-State, which is taken on record.
4. Learned State counsel refers to para 7 and 8 of the status report to contend that the petitioner had joined the investigation in the present case on 20.11.2023 and her custodial interrogation is not required.
5. In view of the statement of learned State counsel, order dated 30.10.2023 is made absolute. The petitioner shall abide by the terms and conditions as enumerated in Section 438(2) of Cr.P.C.
6. Petition stands disposed of.
7. Nothing observed hereinabove shall be construed as expression of opinion of this Court on merits of the case and trial Court shall proceed without being prejudiced by observations of this Court.

(HARPREET SINGH BRAR)
JUDGE

07.12.2023
manoj

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether reportable</i>	<i>Yes/No</i>