

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

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CRM-M No.51053 of 2023 (O&M)
DATE OF DECISION: 09th OCTOBER, 2023

Parmit Kaur @ Parmeet Kaur Petitioner
Versus
State of Punjab and another Respondents

CORAM : HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

Present : Mr. Partap Singh, Advocate for the petitioner.

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RAJBIR SEHRAWAT, J. (Oral)

1. The present petition has been filed by the petitioner under Section 438 Cr.P.C. for grant of anticipatory bail in case FIR No.283 dated 25.06.2022 registered under Sections 417, 467, 468 and 471 IPC at Police Station Taraori, District Karnal, Haryana.

2. It is submitted by learned counsel for the petitioner that the case against the petitioner is totally concocted. The petitioner is not involved in the crime at all. The petitioner has never got prepared the policy in question. Otherwise also, no benefit has ever been obtained by the petitioner on the basis of said policy. In fact, after the accident with the vehicle of the petitioner, the complainant had presented that policy during proceedings of the motor accident claim petition. But that policy was found to be not genuine. However, now the complainant has settled the entire dispute with the complainant, including the motor accident claim amount. Therefore, the petitioner deserves to be protected against her arrest.

3. Notice of motion.

5. Learned State Counsel, being instructed by SI Karambir and being assisted by learned counsel for the complainant, has submitted that the petitioner is owner of the vehicle in question. A policy was produced by the complainant before the Motor Accident Claims Tribunal, pertaining to said vehicle, which was found to be fake. Therefore, the petitioner is directly liable for the forgery committed qua the insurance policy. However, it is not disputed by learned State counsel that the petitioner had not drawn any benefit on the basis of said policy; nor the Insurance Company had ever made any complaint to the police qua the said policy. Even, learned counsel for the complainant has not disputed the fact that the matter already stands settled between the parties, including the motor accident claim amount.

6. In view of the above, but without commenting upon merits of the case, the present petition is allowed. The petitioner is granted concession of anticipatory bail. Therefore, it is directed that in case of her arrest, the petitioner shall be released on bail subject to her furnishing bail bonds/surety bonds to the satisfaction of Arresting/Investigating Officer. However, it is further directed that 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

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