

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

**CRM-M No.51681 of 2023 (O&M)  
Date of decision : 05.12.2023**

Yashika Bansal

...Petitioner(s)

*Versus*

State of Punjab

...Respondent(s)

**CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU**

Present: Mr. Inderpreet Singh Kooner, Advocate for the petitioner.

Mr. C.L.Pawar, Addl. A.G., Punjab for the respondent.

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**MAHABIR SINGH SINDHU, J.**

Present petition has been filed under Section 438 of the Code of Criminal Procedure, 1973 for grant of pre-arrest bail to the petitioner in FIR No.126 dated 10.09.2023 (P-1), under Sections 420, 120-B of the Indian Penal Code, 1860, registered at Police Station Kotwali Nabha, District Patiala.

(2) Above FIR was registered on the basis of statement made by complainant-Vinod Kumar with the allegations that on 17.05.2022 Sushma Rani (mother-in-law of petitioner) entered into an agreement to sell a double storey house, measuring 4 Marlas, for a total sale consideration of Rs.15

Lakh, out of which, Rs.12 Lakh given through cheque; whereas Rs.3 Lakh given in cash to the petitioner and her husband Deepak Kumar. After some time, it has been revealed that the said property had already been sold to one Manish Batta. Later on, all the accused admitted their mistake and assured the complainant to return the money along with interest. As per compromise, three cheques were given to the complainant and out of which, one given by the petitioner; but the same was dishonoured for want of funds.

(3) This Court, on 16.10.2023, granted interim bail to petitioner and the same reads as under:-

*“Contends inter alia that petitioner is not the beneficiary of the alleged transaction(s); nor there is any other criminal case pending against her.*

*Learned State Counsel seeks time to verify the above factual position.*

*Posted for 05.12.2023.*

*In the meanwhile, petitioner shall join investigation before the Investigating Officer. In the event of arrest, the Arresting Officer would admit her to interim bail in the present case, till the next date of hearing, on furnishing adequate bail and surety bonds to his satisfaction. The petitioner is also directed to abide by all the conditions as envisaged under Section 438(2) of Code of Criminal Procedure, 1973.”*

(4) Learned Counsel submits that in pursuance of the aforesaid order, petitioner has already joined the investigation and her custodial interrogation is not required.

(5) Learned State Counsel, on instructions from A.S.I. Inder Singh, submits that petitioner has joined investigation and as on today, her custodial interrogation is not required.

- (6) In view of above, interim order dated 16.10.2023 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.
- (10) Pending application(s), if any, shall also stand disposed off.

December 5, 2023  
Gagan

( MAHABIR SINGH SINDHU )  
JUDGE

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|---------------------------|-----|
| Whether speaking/reasoned | Yes |
| Whether Reportable        | Yes |