

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

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CRM-M-53952-2022 (O&M)

Date of Decision: 15.03.2023

Amandeep Kaur**...Petitioner****Versus****State of Punjab****...Respondent****CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL**

Present:- Mr. Saurabh Sharma, Advocate for the petitioner

Mr. Amish Sharma, AAG, Punjab
(assisted by ASI Avdesh Singh)

JAGMOHAN BANSAL, J. (ORAL)

On 21.11.2022, the following order was passed:-

“Present petition is under Section 438 Cr.P.C. for seeking anticipatory bail to the petitioner in case FIR No.139 dated 16.09.2022 registered under Sections 306/506 IPC and Section 66 of Information Technology Act, 2000 at Police Station Shri Hargobindpur, District Batala.

Learned counsel for the petitioner contends that the petitioner is the married sister of Gurmukh Singh, co-accused. Her marriage was solemnized about 03 years prior to the occurrence and is residing in the house of her in-laws in District Tarn Taran. The deceased was engaged with Gurmukh Singh, the brother of the petitioner. Gurmukh Singh, co-accused had been residing in Australia. As per the allegations, the family of the deceased came to know that Gurmukh Singh, co-accused is a drug addict and they refused to solemnize marriage. Gurmukh Singh, co-accused had been threatening to kill the brother and brother-in-law of the victim and forced the victim and her mother to die. The

deceased had also approached the petitioner and her mother but they refused to intervene rather they taunted. The primary allegations against the harassment have been attributed to the brother of the petitioner.

Notice of motion.

Ms. Ruchika Sabherwal, DAG, Punjab accepts notice on behalf of the respondent-State and submits that the deceased had recorded the suicide note wherein the name of the petitioner has also been incorporated. However, it has not been disputed that substantially, similar allegations as put forth in the FIR have been recorded in the suicide note.

Adjourned to 15.03.2023.

Meanwhile, it is directed that in the event of arrest, the petitioner be admitted on interim bail on furnishing bail bonds to the satisfaction of the Arresting Officer subject to the condition that she joins the investigation and comply with other conditions as specified under Section 438(2) Cr.P.C.”

Learned State counsel, on instructions from ASI Avdesh Singh, submits that petitioner has joined investigation and no custodial interrogation is required.

In view of the above, the petition is allowed and the interim bail granted to the petitioner vide order dated 21.11.2022 is made absolute subject to the conditions envisaged under Section 438(2) of Cr.P.C.

If the petitioner or his family members/associates make any attempt to threat/intimidate the witnesses in the present case, the State

would be at liberty to move an application for cancellation of bail granted by this order.

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.

(JAGMOHAN BANSAL)
JUDGE

15.03.2023
Mohit Kumar

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