

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

209

CRM-M 57170 of 2022

Date of Decision: 18.04.2023

Sanjana

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE GURBIR SINGH.

Present: Mr. Virender Kumar, Advocate for the petitioner.

Ms. Himani Arora, AAG, Punjab.

GURBIR SINGH, J (ORAL)

The prayer in the present petition is for grant of anticipatory bail to the petitioner in case FIR No.93 dated 05.09.2022, under Section 306 of IPC, registered at Police Station Phul, District Bathinda.

On 06.01.2023, the following order was passed:-

'Prayer in the present petition is for grant of anticipatory bail to the petitioner in case FIR No.93 dated 05.09.2022, under Section 306 of IPC, registered at Police Station Phul, District Bathinda.

In terms of order dated 08.12.2022, status report by way of an affidavit of Aaswant Singh, PPS, Deputy Superintendent of Police, Sub Division Phul, District Bathinda on behalf of the respondent-State has been filed today in the Court and the same is taken on record. Copy thereof has been supplied to the counsel opposite.

The marriage of the petitioner was solemnized with Ravi, son of the complainant, on 28.11.2021. As per the allegations in the FIR, the petitioner left the matrimonial house on 13.08.2022 and had gone to her parents home along with her maternal uncle. On 04.09.2022, the petitioner called her husband Ravi and gave threats to him that he would be implicating in a false FIR for demand of dowry. Out of the anger, Ravi, son of the complainant, consumed some poisonous substance and was taken to the hospital,

where he died.

Learned State counsel, on instructions from HC Jagdev Singh, Bathinda, submits that the investigation is going on. Mobile phone and sim card of the petitioner is to be recovered, therefore, custodial interrogation of the petitioner is required.

On asking, learned State counsel has submitted that call details records are yet to be received despite request was made to the concerned company in September, 2022 itself. Learned counsel for the petitioner states that the petitioner is ready to hand over her phone and sim card to the Investigating Authorities.

Adjourned to 08.04.2023.

Meanwhile, in the eventuality of arrest of the petitioner in the instant case, she shall be enlarged on interim bail subject to her furnishing personal bond/surety bond to the satisfaction of Investigating Officer/Arresting Officer. The petitioner shall join the investigation as and when called upon to do so by the Investigating Agency. The petitioner shall abide by the conditions as laid down under Section 438(2) Cr.P.C. in letter and spirit.'

Learned State counsel, on instructions from ASI Avtar Singh, 669/Bathinda, states that in compliance of order dated 06.01.2023, the petitioner has already joined the investigation and he is not required for any custodial interrogation.

In view of the above, the order dated 06.01.2023 granting interim bail to the petitioner, is made absolute. The petitioner shall abide by all the conditions as laid down under Section 438(2) Cr.P.C. in letter and spirit.

Petition is disposed of accordingly.

18.04.2023

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(GURBIR SINGH)
JUDGE

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