

218-2

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

**CRM-M-56567-2023 (O&M)**

**Date of decision : 28.11.2023**

LAKHBIR KAUR

...Petitioner(s)

Versus

STATE OF HARYANA

...Respondent(s)

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

Present: Mr. Nitin Jain, Advocate,  
for the petitioner.

Mr. Ashok S. Chaudhry, Addl.A.G., Haryana,  
assisted by ASI Sanjay Kumar.

**MAHABIR SINGH SINDHU, J.**

Petition under Section 438 of the Code of Criminal Procedure, 1973 has been filed for grant of pre-arrest bail to the petitioner in FIR No.207 dated 05.05.2023, under Sections 419, 420, 467, 468, 471, 477, 506, 120-B of the Indian Penal Code, 1860, registered at Police Station Civil Lines, Hisar.

2. Allegations are that the petitioner in collusion with other co-accused, forged a sale deed qua the land in question; got it registered; attempted to forcibly take possession of the same; and extended threats to the complainant.

3. Status report filed by way of affidavit of Mr. Satyapal Yadav, HPS, Deputy Superintendent of Police, Detective, Hisar, dated 25.11.2023, is taken on record. Copy thereof supplied to the opposite

side.

Registry to tag the same at appropriate place.

4. This Court, on 15.11.2023, granted interim bail to petitioner and relevant part of the same would be as under:-

*“Contends inter alia that co-accused-Jaibir, who impersonated himself as Jethu Ram, has already been granted the concession of bail pending trial by learned Sessions Judge, Hisar, vide order dated 17.10.2023 (P-9) and petitioner being a practicing Advocate, is not likely to flee from justice; rather she shall fully cooperate with the Investigating Agency.*

*Notice of motion.*

*Mr. Kiran Pal Singh, AAG, Haryana, accepts notice on behalf of the respondent-State and seeks time to have instructions and/or file written response in the matter.*

*Posted for 28.11.2023.*

*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, 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 the Code of Criminal Procedure, 1973.”*

5. Contends that in terms of the aforesaid order, petitioner has already joined investigation and her custodial interrogation is not required.

6. Above factual position is duly acknowledged by learned State Counsel, on instructions from the police officer present in Court and further stated that custodial interrogation of the petitioner is not required at this stage.

7. In view of above, interim order dated 15.11.2023 is made absolute subject to the conditions as envisaged under Section 438(2) Cr.P.C.

8. It is also made clear that petitioner shall fully co-operate with the Investigating Officer as and when called for further investigation.
9. 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.
10. Disposed off accordingly.

**28.11.2023**  
*atulsethi*

**(MAHABIR SINGH SINDHU)**  
**JUDGE**

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