

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

208

CRM-M-61163-2022

Date of decision: 11.05.2023

Sharri @ Sapna

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE AMAN CHAUDHARY

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

Mr. Manipal Singh Atwal, DAG, Punjab.

AMAN CHAUDHARY. J.

1. On 03.01.2023, this Court had passed the following order:-

“The petitioner has sought anticipatory bail in FIR No.35 dated 17.5.2022 registered under Sections 420, 120-B, 170 IPC at Police Station Balachaur, SBS Nagar.

The allegation against the petitioner is that she alongwith other co-accused cheated the victims in lieu of getting recruited them in Punjab Police as Clerks.

Learned counsel for the petitioner submits that there is no role assigned to the present petition. No amount was transferred in her account and she has been roped only because she is sister of one of the main accused Pardeep, who has already been arrested. He has further placed reliance on the order passed by the Co-ordinate Bench of this Court whereby, Amarjit Kaur and Jaskaran Singh were granted the relief of interim anticipatory bail. As per the allegations in the FIR, some of the amount was transferred in the account of Amarjit Kaur and the petitioner is on better pedestal than Amarjit Kaur.

Notice of motion for 24.03.2023.

Mr. Sandeep Jain, Addl. AG, Punjab accepts notice on behalf of the respondent-State and prays for some time to file reply.

To be heard alongwith CRM-M-36580-2022.

Meanwhile, the petitioner is directed to join the investigation and on her doing so, the petitioner be released on interim bail subject to her furnishing personal bonds and surety to the satisfaction of Arresting/Investigating Officer. However, the petitioner shall continue to 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.”

2. Learned counsel submits that in pursuance of the above order, the petitioner has not only joined investigation, but also fully cooperated with the investigating agency. He further submits that in case the investigating agency requires the petitioner to appear, she shall make herself available without demur.
3. Learned State counsel on instructions affirms the factum of joining the investigation by the petitioner and cooperating with the investigation agency. He also submits that at this stage, the petitioner is not required for further custodial interrogation.
4. In view of the above and without expressing any opinion on the merits of the case, anticipatory bail petition filed by the petitioner is allowed and the order dated 03.03.2023 granting interim bail to her, is hereby made absolute, subject to compliance of conditions as specified under Section 438(2) Cr.P.C.
5. However, it is made clear that if the petitioner fails to join and cooperate with the investigation agency as and when required, the State would be at liberty to move an application for cancellation of the present anticipatory bail granted to her.

11.05.2023

Mehak

(AMAN CHAUDHARY)
JUDGE

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