



CRM-M-294-2024 (O&M)

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207/2 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-294-2024 (O&M)
DATE OF DECISION : 21.08.2024

HARMANPREET KAUR

... PETITIONER

V/S

STATE OF PUNJAB

... RESPONDENT

CORAM: HON'BLE MS. JUSTICE HARPREET KAUR JEEWAN

Present: Mr. Prateek Sodhi and Mr. Amarjot Grewal, Advocates
for the petitioner.

Ms. Himani Arora, A.A.G., Punjab assisted by
ASI Karnail Singh.

* * * *

HARPREET KAUR JEEWAN, J. (ORAL)

1. The present petition has been filed under Section 438 Cr.P.C. for grant of anticipatory bail to the petitioner in case FIR No. 229 dated 08.11.2023, registered at Police Station Ajnala, District Amritsar (Rural), under Section 304-B of the IPC.

2. On 08.01.2024 following order was passed by this Court:

“xxxx Learned counsel for the petitioner inter alia contends that the petitioner is the sister-in-law of the deceased. She was married on 23.01.2015 and since then, she was living separately in village Raipur Khurd.

The victim unfortunately ended her life on the intervening night of 07/08.11.2023. However, with regard to the allegations dated 07.11.2023, where the victim and her husband had gone to attend a marriage function, the petitioner was not present in that function. The mother of the petitioner had been granted interim protection by this Bench vide order dated 22.12.2023 passed in CRM-M-64759- 2023 (Annexure P-4).

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Notice of motion.

Having received advance copy of the petitioner, Ms. Himani Arora, A.A.G., Punjab, accepts notice on behalf of the respondent-State and seeks time to file status report.

Adjourned to 06.02.2024.

To be heard along with CRM-M-64759-2023.

In the meanwhile, the petitioner is directed to join investigation within one week and in the event of arrest, she shall be released on interim bail, on her furnishing adequate bail and surety bonds to the satisfaction of the arresting officer/Ilaqa Magistrate, subject to the following conditions:-

x x x x x. ”

3. Learned counsel for the petitioner contends that Balwinder Singh, father of the petitioner has been granted the concession of anticipatory bail by the Hon’ble Apex Court vide order dated 29.07.2024 in Criminal Appeal No. 3122 of 2024 arising out of SLP (Crl.) No. 7886 of 2024.

4. Learned State counsel, on instructions from ASI Karnail Singh, submits that the petitioner has joined the investigation in compliance of the order passed by this Court. The investigation of the case is complete and even the challan/final report has been presented in the Court.

5. In view of the aforesaid facts and the reasons recorded in the order dated 08.01.2024 and keeping in view the fact that the petitioner has joined investigation, her custodial interrogation is not required by the Investigating Agency, the present petition is allowed and the order dated 08.01.2024 granting interim bail to the petitioner is made absolute, subject to the conditions laid down in Section 438(2) Cr.P.C.

6. However, it is made clear that nothing expressed hereinabove would be construed to be an expression of opinion on merits of the case.

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7. Liberty is also reserved in favour of the bState/complainant to move for cancellation/recalling of the order in case the petitioner violates any condition stipulated under Section 438 (2) Cr.P.C., or upon showing any other sufficient cause.

8. All the pending miscellaneous applications, if any, shall stand disposed of.

21.08.2024

Janki

**(HARPREET KAUR JEEWAN)
JUDGE***Whether speaking/reasoned : Yes/No**Whether reportable : Yes/No*