

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

203

CRM-M-4668-2024
Date of Decision:05.04.2024

JASPREET KAURPetitioner

Vs.

STATE OF PUNJABRespondent

CORAM:- HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Ms. Komal Preet Kaur, Advocate for
Mr.Sandeep Arora, Advocate
for the petitioner.

Mr. Sahil R. Bakshi, AAG, Punjab
assisted by ASI Krishan Lal.

DEEPAK GUPTA, J.(ORAL)

Status report by way of short affidavit dated 05.04.2024 of Shri Mohammad Jamil, PPS, Deputy Superintendent of Police, NRI Wing, Jalandhar-1 has been filed on behalf of respondent-State and the same is taken on record.

On 27.02.2024, following order was passed:

“By way of present petition under Section 438 Cr.P.C., petitioner prays for grant of pre-arrest bail in a case arising out of FIR No.9 dated 26.04.2019, under Section 420 of IPC, besides Section 12 of the Passport Act, 1987, registered at Police Station NRI, District Jalandhar.

Learned counsel for the petitioner contends that marriage of the petitioner was solemnized with the complainant of the case in 2007. She alongwith her husband had settled in U.K. since 2007. Thereafter due strained relations, present FIR has been lodged with the allegations that petitioner was holding two passports, one issued on 31.01.2003 and valid up to 2013 and second issued on 24.12.2007 valid up to 23.12.2017. Another allegation is that the petitioner had given wrong facts before the Passport Authority and thus committed fraud.

Learned counsel contends further that the FIR has been lodged on account of strained relations between the parties; that no offence

under Section 420 IPC is made out; that at the most there is violation of the provisions of the Passport Act; that the case is dependent upon the documentary evidence and that the petitioner is ready to join the investigation.

Notice of motion.

Mr. Sahil R. Bakshi, AAG, Punjab accepts notice on behalf of the respondent-State. A copy of paper book be supplied to him during the course of day.

Adjourned to 05.04.2024 for filing status report.

In the meantime, petitioner is directed to join investigation and co-operate in the same. She will not leave the country without prior permission of the Court nor shall make any attempt to contact the complainant of the case or any witness associated with the case. In the event of the arrest of the petitioner, she shall be released on interim bail on her furnishing personal/surety bonds to the satisfaction of the Arresting Officer/Investigating Officer. She shall also abide by conditions as envisaged under Section 438(2) Cr.P.C. ”

Today learned State counsel, on instructions from ASI Krishan Lal submits that petitioner has since joined the investigation and is not required for custodial interrogation.

Having regard to the aforesaid facts and circumstances, but without commenting anything further on the merits of the case order dated 27.02.2024 is hereby made absolute, whereby petitioner was granted interim anticipatory bail.

However, the petitioner shall continue to join the investigation as and when called upon to do so by the Investigating Agency and shall abide by the conditions of Section 438 (2) Cr.P.C.

05.04.2024

pry

**(DEEPAK GUPTA)
JUDGE**

Whether Speaking/reasoned Yes/No
Whether Reportable Yes/No