



CRM-M-20711-2024

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IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM-M-20711-2024

Date of Decision : 10.07.2024

Dayawanti

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MS. JUSTICE KIRTI SINGH

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

Mr. Neeraj Madan, Sr. DAG Punjab

KIRTI SINGH, J.(Oral)

1. Prayer in the present petition filed under Section 438 Cr.P.C., is for grant of anticipatory bail to the petitioner, in case FIR No.0185 dated 23.12.2020, under Sections 116, 506 of IPC(Section 306 IPC added later on), registered at Police Station Bahaw Wala, District Fazilka.

2. Status report by way of affidavit of Sh. Sukhwinder Singh Brar, PPS, Deputy Superintendent of Police, Abohar(Rural), District Fazilka on behalf of respondent No. 1-State has been filed in the Court today. The same is taken on record.

3. Learned State counsel on instructions from the Investigating Officer of the concerned Police Station submits that in compliance of order dated 26.04.2024, the petitioner has joined the investigation and is not required for any further investigation.

4. Having considered the aforesaid facts and circumstances, the petition is allowed. Order dated 26.04.2024 passed by this Court, is hereby made absolute.

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5. This order should not be treated as "blanket" order. It will not be read granting the petitioner indefinite protection from arrest. It shall be confined to the FIR mentioned *ibid* and will not operate in respect of any other incident that involves commission of an offence.

6. This order does not in any manner limit or restrict the rights or duties of the police or investigating agency to investigate into the charges against the petitioner.

7. The petitioner shall be deemed to be in custody for the purpose of Section 27 of the Evidence Act in regard to a discovery of facts made in pursuance of information supplied by the petitioner in case the occasion arises.

8. It will be open to the police or the investigating agency to move to this Court for a direction under Section 439(2) Cr.P.C. to arrest the accused, in the event of violation of any term, such as absconding, non-cooperating during investigation, evasion, intimidation or inducement to witnesses with a view to influence outcome of the investigation or trial.

9. Petition stands disposed off accordingly.

10.07.2024

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(KIRTI SINGH)
JUDGE

Whether speaking/reasoned? Yes/No
Whether reportable? Yes/No