



CRM-M-25422-2024 (O&M) -1-

213 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-25422-2024 (O&M)
Date of Decision: 20.08.2024

RATANI @ RATTNI DEVI

.....PETITIONER

Vs.
STATE OF PUNJAB AND ANOTHER

.....RESPONDENTS

CORAM: HON'BLE MS. JUSTICE HARPREET KAUR JEEWAN

Present:- Mr. Deepak Negi, Advocate,
for the petitioner.

Ms. Himani Arora, A.A.G., Punjab.

Mr. Nagesh Paul, Advocate,
for respondent No. 2.

HARPREET KAUR JEEWAN J. (ORAL)

1. The instant petition has been filed under Section 438 Cr.P.C for grant of anticipatory bail to the petitioner in case FIR No. 30, dated 06.04.2024, under Sections 498-A and 406 of the IPC, registered at Police Station Dhariwal, District Gurdaspur.

2. Counsel for the petitioner also submits that the petitioner has joined the investigation as he was granted interim bail as per the order dated 03.0.6.2024, passed by this Bench:-

The relevant portion of the aforesaid said order reads as under:-

XXXX XXXX XXXX XXXX XXXX

“The instant petition has been filed by the petitioner under Section 438 of Cr.P.C. seeking pre-arrest bail in case arising out of FIR No.30 dated 06.04.2024



registered under Sections 498A and 406 of IPC at Police Station Dhariwal Gurdaspur on the basis of a complaint filed by respondent No.2 alleging therein that she was married with the Sandeep Kumar son of the present petitioner on 08.10.2019. The petitioner, her husband and her sister-in-law had started torturing her on account of demand of a Bullet motorcycle shortly after her marriage. They used to harass her and hurl abuses to her on trivial matters. The petitioner even used to say that she should die as they wanted their son to marry elsewhere. She further alleged that her husband had been maintaining illicit relations with some other girl who had even sent a message to her on her whatsapp. She was so sad that she wanted to end her life, therefore, she prayed for taking action against the culprits.

It is argued by learned counsel for the petitioner that she being mother-in-law of respondent No.2 has been falsely implicated in this case. Her husband had died in the year 2012. She has no interference in the married life of respondent No.2 and her son. She is ready to join the investigation. No recovery is to be effected from her. Her detention in custody would serve no purpose, therefore it is urged that the petition deserves to be allowed.

Notice to respondent No.2 be issued for 25.07.2024 after depositing process fee by the petitioner.

In the meantime, the petitioner is directed to appear before the Investigating/Arresting Officer to join investigation within one week or as and when subsequently required thereafter. In the event of her arrest, the Investigating/Arresting Officer shall release the petitioner on interim bail on furnishing personal/surety bonds to his/her satisfaction. The



petitioner shall also abide by the conditions as envisaged under Section 438(2) Cr.P.C.”

3. Learned counsel appearing on behalf of the respondent-State on instructions from ASI Gurmej Singh, confirms that the petitioner has joined investigation and also contends that her further custodial interrogation is not required.
4. In view of the reasons recorded in the order dated 03.06.2024 and keeping in view the fact that the petitioner has joined investigation, her further custodial interrogation is not required by the Investigating Agency, the present petition is allowed and the order dated 03.06.2024 passed by this Bench, granting interim bail to the petitioner is made absolute, subject to the conditions laid down in Section 438(2) Cr.P.C.
5. However, it is made clear that nothing expressed hereinabove would be construed to be an expression of opinion on merits of the case.
6. Liberty is reserved in favour of the State/complainant to move for cancellation/recall 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.
7. Pending miscellaneous application(s), if any, shall also stand disposed of.

August 20, 2024
nitin

(HARPREET KAUR JEEWAN)
JUDGE

Whether Speaking	Yes
Whether reportable	No