



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

214

CRM-M-29559-2024

Date of decision: 30.07.2024

Binder Kaur

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. Ankit Sharma, Advocate
for the petitioner.

Mr. Navdeep Singh, DAG, Punjab.

MANJARI NEHRU KAUL, J. (ORAL)

1. The petitioner is seeking the concession of anticipatory bail under Section 438 of the Cr.P.C. in case FIR No.38 dated 22.04.2024 under Sections 452, 323, 324, 341, 506, 427, 148, 149 of the IPC, 1860 (Section 326 of the IPC, 1860 added lateron), registered at Police Station Moonak.

2. Status report by way of affidavit of Parminder Singh, PPS, Deputy Superintendent of Police, Sub Division, Moonak, has been filed in the Court today which is taken on record subject to all just exceptions. A copy of the same has been supplied to the counsel opposite.

3. On 07.06.2024, while noticing the following submissions made by the learned counsel for the petitioner, a Coordinate Bench of this Court had granted the concession of interim bail to the petitioner

and asked her to join investigation:-

“Learned counsel for the petitioner submits that the petitioner is innocent and she has been falsely implicated in the present case on the basis of statement of the complainant, namely Satgur Singh. It is submitted that the petitioner has no concern with the alleged occurrence nor she was aware of any dispute between her sons and the complainant. Learned counsel contends that the alleged incident is stated to have taken place on 20.04.2024; however, the instant FIR has been registered after a delay of two days. It is submitted that even from the allegations levelled in the FIR, the only role attributed to the petitioner is that she had given punch blows to the complainant. Learned counsel further submits that officers from Police Station Moonak are raiding the petitioner's house, and she apprehends that she will be arrested by them.”

4. Learned counsel for the petitioner submits that in compliance of order dated 07.06.2024, the petitioner has joined investigation and cooperated with the investigating agency.

5. Learned State counsel, on instructions from Inspector Sukhdeep Singh, does not dispute the factum of the petitioner having joined investigation and cooperated with the investigating agency. He, on further instructions, submits that the petitioner is not required for further investigation much less for her custodial interrogation.

6. In view of the above, the petition is allowed and interim order dated 07.06.2024, is made absolute subject to the conditions laid down in Section 438(2) Cr.P.C.

30.07.2024

Vinay

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No

(MANJARI NEHRU KAUL)

JUDGE