

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M No.34226 of 2023

Date of decision: 12th February, 2024

Mamta Rani

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: None for the petitioner.

Mr. Amit Rana, Sr. Dy. Advocate General, Punjab
for the respondent/State.

MANJARI NEHRU KAUL, J. (ORAL)

1. The petitioner is seeking the concession of bail under Section 438 Cr.P.C. in case FIR No.361 dated 30.11.2020 under Sections 419, 420, 467, 468, 471, 120-B of the IPC registered at Police Station Derabassi, District SAS Nagar, Mohali.

2. On 18.07.2023, while noticing the following submissions made by 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 inter alia contends that the FIR pertains to the agreement to sell dated 29.11.2020 entered into between complainant and co-accused, namely, Kamaljit Kaur and the petitioner has been falsely implicated, who is not at all beneficiary of the said

agreement. He further submits that the case of the prosecution is based on documentary evidence, therefore, her custodial interrogation may not be necessary.”

3. Learned State counsel, on instructions, submits that in compliance of the order dated 18.07.2023, the petitioner has 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.

4. In the circumstances, the petition is allowed and the interim order dated 18.07.2023 is made absolute subject to the conditions laid down in Section 438(2) Cr.P.C. Needless to say, in case the petitioner misuses the concession of bail granted to her, the State would be at liberty to seek cancellation of the bail granted to her.

(MANJARI NEHRU KAUL)
JUDGE

February 12, 2024
rps

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