



IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M-33073-2024
Date of decision: 29.08.2024

DAVINDER KAUR ...PETITIONER

Versus

STATE OF PUNJAB ...RESPONDENT

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present: - Mr. Ritesh K. Sharma, Advocate for
Mr. Bikramjit Singh, Advocate for the petitioner.

Mr. Adesh Pal Singh, AAG, Punjab.

Mr. Lalit Chander Sharma, Advocate for
Mr. B.D. Sharma, Advocate for the complainant.

SANJIV BERRY, J. (ORAL)

By way of present petition filed under Section 482 of the
BNSS, 2023, petitioner seeks anticipatory bail in case FIR as under:

FIR No.	Dated	Sections	Police Station
120	08.05.2024	420, 120-B of IPC and Section 13 of Punjab Travel Professional Act, 2014.	Jandiala, District Amritsar Rural.

2. Learned counsel for the petitioner submits that in compliance to the order dated 31.07.2024 passed by this Court, the petitioner has already joined the investigation and as such prayed for confirming the interim bail granted vide order dated 31.07.2024.
3. Learned counsel appearing on behalf of counsel for the complainant has opposed the bail application by arguing that the petitioner does not deserve concession of bail, however, the fact remains that the



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petitioner in pursuance to the order dated 31.07.2024 has already join the investigation.

4. Learned State counsel, on instructions received from ASI Joginder Singh, intimates the Court that the petitioner has joined investigation and is neither required for further investigation nor for any custodial investigation.

5. During the course of hearing on 31.07.2024, following order was passed:

“ 2. *Heard.*

3. *Learned counsel for the petitioner inter alia contends that the petitioner is innocent lady having no connection with transaction nor the beneficiary of any such transaction. In fact the amount was deposited by the complainant in the account of one Varinder Kumar who is already named as an accused in the FIR and the petitioner has no concerned whatsoever with the same and has been unnecessarily harassed. She is ready to join the investigation.*

4. *Learned State Counsel assisted by learned counsel for the complainant has not disputed the fact that the petitioner is not the beneficiary of the transaction and that the amount was transferred in the account of aforesaid Varinder Kumar by the complainant, however, they contend that the petitioner had introduced the complainant to said Varinder Kumar.*

5. *Considering all these averments, it is deemed appropriate that the petitioner should join the*



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investigation first before deciding the petition on merits, accordingly, the petitioner is directed to join the investigation within seven days from today and in the event of her arrest, she is ordered to 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.

6. *List on 29.08.2024.”*

6. Keeping in view the above submissions made by learned State counsel and the fact that the petitioner had joined the investigation consequent to the order dated 31.07.2024 passed by this Court, interim bail granted vide order dated 31.07.2024 is hereby confirmed, subject to conditions as envisaged under Section 482 (2) of BNSS, 2023. Further the petitioner is directed to join investigation as and when required in future by way of written notice for such purpose to be served by Investigating Officer of this case upon the petitioner; she will not tamper with the evidence nor will influence the witnesses and will not leave the country without prior permission of the Court.
7. The petition stands allowed.
8. It is made clear that anything contained hereinabove shall not be construed to be an expression of opinion on the merits of the case.

(SANJIV BERRY)
JUDGE

29.08.2024
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2024.08.30 16:10
I attest to the accuracy and
authenticity of this
order/judgment

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| i) | Whether speaking/reasoned? | Yes/No |
| ii) | Whether reportable? | Yes/No |