

[219] IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-45806-2023
Date of Decision : 31.01.2024

Jaswant Kaur ...Petitioner
versus
State of PunjabRespondent

Coram : **HON’BLE MR. JUSTICE DEEPAK GUPTA**

Present : Mr. P.S. Sekhon, Advocate for the petitioner.
Mr. Karunesh Kaushal, AAG, Punjab.

DEEPAK GUPTA, J. (ORAL)

[1] On 14.09.2023, the following order was passed by this Court:-

“ Present: Mr. PS Sekhon, Advocate for the petitioner.

Through the instant petition, the petitioner seeks anticipatory bail in case bearing FIR No.87 dated 16.07.2023, registered under Section 22 of the NDPS Act and Sections 25 and 29 of the NDPS Act (added later on), at Police Station Amargarh, District Malerkotla.

Learned counsel for the petitioner submits that the petitioner has falsely been involved in the present case; that the alleged recovery of 200 tablets of Taramadol was effected from co-accused, namely, Rupinder Singh and nothing was effected from the petitioner and that merely because there are 8 other cases of similar nature registered against the petitioner, she has been involved in the present case as well.

Notice of motion.

On the asking of this Court, Mr. CL Pawar, Additional AG Punjab, accepts notice on behalf of the respondent-State.

Adjourned to 22.11.2023.

Meanwhile, the petitioner is directed to join the investigation and if she is sought to be arrested, she shall be released on interim bail to the satisfaction of Investigating Officer/Arresting Officer subject to the conditions as envisaged in Section 438 (2) of the Cr.P.C.

However, anticipatory bail, granted while exercising the judicial discretion, should not operate as an inroad into the statutory investigational power of the police. ”

[2] Today, learned State Counsel, on instructions from ASI Shishpal Singh, has informed this Court that the petitioner has joined the investigation, in compliance of the order dated 14.09.2023 and is no longer required for further investigation.

[3] In view of the aforesaid, the order dated 14.09.2023, whereby the petitioner was granted interim anticipatory bail, is hereby made absolute. However, she shall continue to join investigation, if and so required by the Investigating Officer.

[4] Disposed of.

(DEEPAK GUPTA)
JUDGE

31.01.2024
'Rajneesh'

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