



**204-2 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

CRM-M-44231-2024
Date of decision: 30.09.2024

Karamjit KaurPetitioner

Versus

State of Punjab ...Respondent

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present: Mr. Karanjeet Singh Brar, Advocate
for the petitioner.

Mr. Sandeep Kumar, DAG, Punjab.

HARPREET SINGH BRAR, J. (ORAL)

The present petition has been filed under Section 482 of Bharatiya
Nagarik Suraksha Sanhita, 2023 seeking anticipatory bail to the petitioner in
case bearing FIR No.48 dated 23.07.2024 under Sections 108/3(5) of BNS
registered at Police Station Sadar Abohar, District Fazilka (Annexure P-1).

On 06.09.2024, the following order was passed:-

*'The present petition has been filed under Section 482 of
Bharatiya Nagarik Suraksha Sanhita, 2023 seeking anticipatory bail
in case bearing FIR No.48 dated 23.07.2024 (Annexure P-1) under
Sections 108/3(5) of Bharatiya Nyaya Sanhita, 2023 registered at
Police Station Sadar Abohar, District Fazilka.*

*Learned counsel for the petitioner inter alia contends that the
petitioner has been falsely implicated in the present case as she is the
mother of the husband of the deceased and admittedly, the deceased
has committed suicide at her parental house and no specific
allegations have been levelled against the petitioner. He further
submits that the petitioner is suffering from 40% disability and
similarly situated co-accused have already been granted the
concession of anticipatory bail by this Court vide order dated
28.08.2024 in CRM-M-41685-2024 titled as 'Amandeep Kaur Vs.
State of Punjab.'*

Notice of motion for 30.09.2024.

*Keeping in view the ratio of law enunciated by the Hon'ble
Supreme Court in **Arnesh Kumar Vs. State of Bihar (2014) 8 SCC
273; Satender Kumar Antil Vs. CBI (2022) 10 SCC 51; Siddharam
Satlingappa Mhetre Vs. State of Maharashtra and others 2010 SCC***



CRM-M-44231-2024

-2-

OnLine SC 137 and Gurbaksh Singh Sibbia etc. Vs. State of Punjab (1980) 2 SCC 565, the petitioner is directed to appear before the Investigating Officer within two weeks from today and on her doing so or in the event of arrest, the petitioner shall be admitted to interim bail on furnishing of bail/surety bond to the satisfaction of the Investigating/Arresting Officer. The petitioner shall cooperate with the Investigating/Arresting Officer and abide by the conditions as provided under Section 438 (2) Cr.P.C.

If the Investigating/Arresting Officer does not permit the petitioner to join the investigation, the petitioner would appear before the Illaqa Magistrate, who would then summon the Investigating/Arresting Officer and direct him to join the petitioner in investigation, in terms of the order of this Court.

Nothing observed hereinabove shall be construed as expression of opinion of this Court on merits of the case and the trial Court shall proceed without being prejudiced by observations of this Court.

To be heard along with CRM-M-41685-2024 (O&M).'

Learned State counsel on instructions from SI Lakhwinder Singh, at the very outset informs the Court that the petitioner has joined the investigation and her custodial interrogation is not required.

In view of the statement of learned State counsel, order dated 06.09.2024 is hereby made absolute. The petitioner shall abide by the terms and conditions envisaged under Section 482(2) of BNSS.

The petition stands disposed of.

(HARPREET SINGH BRAR)
JUDGE

30.09.2024

Neha

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