



CRM-M-51759-2023 (O&M)

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211 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-51759-2023 (O&M)
DATE OF DECISION : 13.05.2024

RAJ RANI

... PETITIONER

V/S

STATE OF PUNJAB

... RESPONDENT

CORAM: HON'BLE MS. JUSTICE HARPREET KAUR JEEWAN

Present: Mr. Sehej Sandhawalia, Advocate &
Mr. Tanvir Singh Attariwala, Advocate for the petitioner.

Ms. Sakshi Bakshi, AAG, Punjab.

Mr. Hitesh Chopra, Advocate for the complainant.
(through video conferencing)

* * * *

HARPREET KAUR JEEWAN, J. (ORAL)

1. The instant petition has been filed under Section 438 Cr.P.C for grant of anticipatory bail to the petitioner in case FIR No. 0098 dated 22.09.2023 under Sections 498-A, 406, 292 of the Indian Penal Code, 1860 and Section 67 of the Information Technology Act, 2000 registered at Police Station Sadar Gurdaspur, Punjab.

2. On 12.10.2023 following order was passed:

“xxxx Learned counsel for the petitioner would contend that the only allegation against the petitioner is that she was given a pair of gold ear-rings and a gold ring. Learned counsel for the petitioner, at the outset, states that the petitioner is willing to return whatever articles were handed over to her. The learned counsel would further contend that the present is a totally false FIR in which even the middleman, who was implicated in the case, was subsequently found to be innocent.

Notice of motion.

Mr. Adhiraj Singh Thind, AAG Punjab accepts notice on behalf of respondent-State of Punjab. Mr. Hitesh Chopra, Advocate has put in appearance on behalf of the complainant and has also filed his Vakalatnama.



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List on 11.01.2024.

Meanwhile, the petitioner is directed to join investigation as and when called for. In the event of arrest, the petitioner shall be admitted to interim bail on furnishing personal bonds with adequate surety to the satisfaction of the Arresting Officer. The petitioner shall also abide by all the terms and conditions as specified in Section 438(2) of the Code of Criminal Procedure, 1973.”

3. Learned counsel for the petitioner contends that the petitioner has joined the investigation in compliance of the order passed by the Co-ordinate Bench of this Court.

4. Learned State counsel, on instructions from ASI Harinder Singh, has also confirmed that the petitioner has joined investigation. State counsel further informs that custodial interrogation of the petitioner is not required.

5. In view of the aforesaid facts and the reasons recorded in the order dated 12.10.2023 and keeping in view the fact that the petitioner has joined investigation, his custodial interrogation is not required by the Investigating Agency, the present petition is allowed and the order dated 12.10.2023 granting interim bail to the petitioner is made absolute, subject to the conditions laid down in Section 438(2) Cr.P.C.

6. However, it is made clear that nothing expressed hereinabove would be construed to be an expression of opinion on merits of the case.

13.05.2024

Janki

(HARPREET KAUR JEEWAN)
JUDGE

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