

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M No.57770 of 2023

Date of decision: 26th February, 2024

Kanta

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Mr. Varinder S. Rana, Advocate 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.57 dated 14.07.2023 under Sections 302 and 120-B of the IPC registered at Police Station Chamkaur Sahib, District Rupnagar.

2. On the last date of hearing, i.e. 23.11.2023, while noticing the following submissions made by learned counsel for the petitioner, this Court had granted the concession of interim bail to the petitioner and asked her to join investigation.

“Learned counsel for the petitioner inter alia contends that the petitioner has been falsely implicated in the FIR in question being the mother in law of the deceased. He further submits that though the custodial interrogation of the petitioner is not required in the case,

however, the petitioner is ready to join investigation and cooperate with the investigating agency.”

3. Learned counsel for the petitioner submits that in compliance of the order dated 23.11.2023, the petitioner has joined investigation and cooperated with the investigating agency.

4. Learned State counsel, on instructions from ASI Sohan Lal, does not dispute the factum of the petitioner having 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.

5. On a pointed query, learned State counsel has not disputed that no specific role or allegation has been leveled against the petitioner in the crime in question other than being named in the FIR.

6. In the circumstances, the petition is allowed and the interim order dated 23.11.2023 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 26, 2024
rps

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