



IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M-55082-2024
Date of decision: 12.12.2024

SANTOSH KUMARIPETITIONER

Versus

STATE OF PUNJABRESPONDENT

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present: - Mr. Rahul Soi, Advocate for the petitioner.
Mr. Ankit Grewal, DAG, Punjab.
Mr. Parminder Singh, Advocate for the complainant.

SANJIV BERRY, J. (ORAL)

By way of present petition filed under Section 482 of BNSS, 2023, petitioner seeks anticipatory bail in case FIR (Annexure P-1) as under:

FIR No.	Dated	Sections	Police Station
113	08.09.2024	329 (4), 331 (6), 324 (4), 351 (2), 191 (3), 190 of BNS, 2023.	Kotwali Bathinda, District Bathinda.

2. Learned counsel for the petitioner submits that in compliance to the order dated 07.11.2024 passed by this Court, the petitioner has already joined the investigation and as such prayed for confirming the interim bail granted vide order dated 07.11.2024.
3. Learned State counsel, on instructions from ASI Baljit Singh, intimates the Court that the petitioner has joined investigation and is neither required for further investigation nor for any custodial interrogation.



CRM-M-55082-2024

2

4. Learned counsel for the complainant has opposed the petition on the ground that keeping in view the gravity of the offence, the petition does not deserves the concession of bail.

5. During the course of hearing on 07.11.2024, following order was passed:

“2. It is, inter alia, contended by learned counsel for the petitioner that the petitioner is innocent lady aged 70 years and has been falsely implicated in this case. He contends that no specific overt act is attributed to the petitioner and there are no criminal antecedents against her. He contends that the main allegations are against one Manoj Verma, who has since been granted regular bail.

3. Learned counsel for the petitioner further contends that the similarly placed co-accused, namely Neha Verma, has already been granted the concession of bail vide order dated 28.10.2024 passed by this Court in CRM-M-50909-2024, ‘Neha Verma Vs. State of Punjab’ and the instant petitioner is also on parity. Hence, the instant petition seeking concession of anticipatory bail.

4. Notice of motion.

5. On the asking of the Court, Mr. Adesh Pal Singh, AAG, Punjab, present in Court, accepts notice on behalf of the State-respondent and, on instructions from ASI Jaswinder Singh, does not dispute the factual matrix of the case and prays for time to file the status report/reply in the matter.

6. Adjourned to 21.11.2024.

7. Needful be done well before the date fixed with an advance copy to the counsel opposite.

8. In the meanwhile, the petitioner is hereby directed to join investigation within seven days from today and in the event of her arrest, she is ordered to be released on interim



CRM-M-55082-2024

3

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 482(2) of the Bharatiya Nagarik Suraksha Sanhita 2023 (BNSS).

9. Investigating Officer (concerned) to remain present in Court along with relevant records on the date fixed. ”

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 07.11.2024 passed by this Court, interim bail granted vide order dated 07.11.2024 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

12.12.2024
kanika

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