

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M-65528-2023
Date of decision: 08.02.2024

RITU DOBHAL...Petitioner

VS

STATE OF PUNJAB AND ANOTHER...Respondents

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present:- Mr. Parminder Walia, Advocate for the petitioner.
Mr. Sarabjit Singh Cheema, DAG, Punjab

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SANJIV BERRY, J. (ORAL)

1. By way of present petition filed under Section 438 Cr.P.C, the petitioner seeks anticipatory bail in case FIR (Annexure P-1) as under: -

FIR No.	Dated	Sections	Police Station
0142	31.07.2023	406, 420, 465, 467, 468 and 471 IPC	Phase I, SAS Nagar, District Mohali.

2. Learned counsel for the petitioner submits that in compliance to the order dated 01.01.2024, the petitioner has joined the investigation.

3. During the course of hearing on 01.01.2024, following order had been passed: -

‘Apprehending her arrest in FIR No. 0142 dated 31.07.2023 registered for offences punishable under Sections 406, 420, 465, 467, 468 and 471 IPC at Police

CRM-M-65528-2023

-2-

Station Phase 1, SAS Nagar, District Mohali; the petitioner has preferred this petition under Section 438 Cr.P.C. seeking prearrest bail.

Inter alia contends that the matter under consideration is primarily civil in nature, the agreement in question had been entered into between the complainant and co-accused-Vinod Dobhal and the petitioner is willing to join investigation as also cooperate therein.

Notice of motion.

On asking of the Court, Mr. Kirat Singh Sidhu, DAG, Punjab appears and accepts notice on behalf of the respondent-State.

Mr. Sahil Shori, Advocate appears and files vakalatnama on behalf of complainant. The same is taken on record.

Adjourned to 08.02.2024.

The petitioner is directed to appear before the Investigating Officer on 05.01.2024 at 11:00 A.M. in concerned Police Station and join investigation. In the event of arrest, the petitioner shall be released on interim bail subject to her furnishing personal/surety bond(s) to the satisfaction of the Arresting Officer/Investigating Officer. As and when further called by Investigating Officer, the petitioner shall join the investigation. She shall abide by the condition(s) enumerated under Section 438(2) of the Cr.P.C.

Investigating Officer to remain present with case diary on the next date of hearing.'

4. Learned State counsel on instructions from ASI Davinder Singh informs the Court that the petitioner has joined the investigation and

CRM-M-65528-2023

-3-

is neither required for further investigation nor for any custodial interrogation.

5. 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 01.01.2024 passed by this Court, interim bail granted vide order dated 01.01.2024 is hereby confirmed, subject to conditions as envisaged under Section 438(2) Cr.P.C. 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; he will not tamper with the evidence nor will influence the witnesses and will not leave the country without prior permission of the Court.

6. The petition stands allowed.

7. It is made clear that anything contained hereinabove shall not be construed to be an expression of opinion on the merits of the case.

08.02.2024
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(SANJIV BERRY)
JUDGE

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