



CRM-M- 53561-2024

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**IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH**

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**CRM-M- 53561-2024 (O&M)
Date of Decision: 12.05.2025**

Shikha Mathur @ Shikha Dahiya

.....Petitioner

Versus

State of Haryana and another

.....Respondents

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present: Ms. Vandana Sinha, Advocate (Through V.C)
for the petitioner.

Mr. Neeraj Sheoran, DAG, Haryana.

None for the complainant.

MAHABIR SINGH SINDHU, J.

Present petition has been filed under Section 482 of Bharatiya Nagarik Suraksha Sanhita, 2023 (for short 'BNSS') for grant of pre-arrest bail to the petitioner in FIR No.98 dated 26.08.2024 (P-1), under Section 108 read with Section 3(5) of Bharatiya Nyaya Sanhita, 2023 (for short 'BNS'), registered at Police Station GRP Faridabad, Haryana.

2. Allegations are that petitioner along with co-accused in furtherance of their common intention black-mailed the husband of *de facto* complainant-Sushma Rani and as a result thereof, he committed suicide.

3. Contends that petitioner was granted interim bail by the Coordinate Bench, vide order dated 28.10.2024 and in pursuance thereof, she has already joined investigation; hence, her custodial interrogation is not required.



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4. The above factual position is not disputed by learned State Counsel, on instructions from SI Subhash Chand and submits that her custodial interrogation is not required.

5. Heard learned counsel for the parties and perused the paper-book.

6. It transpires that petitioner was granted interim bail by the Coordinate Bench, vide order dated 28.10.2024 and the order reads as under:-

“Apprehending her arrest the petitioner has filed this petition under Section 482 of BNSS for grant of anticipatory bail in case bearing FIR No.98 dated 26.08.2024 under Sections 108 AND 3(5) of BNS, 2023 registered at Police Station GRP, District Faridabad.

2. Learned counsel for the petitioner inter alia submits that the admittedly there was an extramarital affair between the petitioner and the deceased from 2021 to 2024. However, it is emphasized that the petitioner did not engage in any form of blackmailing to the deceased and cannot be held responsible for his suicide. He also submits that there is a delay of 18 days in lodging the FIR. The petitioner has clean antecedents and ingredients of abetment are also not made out.

3. Notice of motion.

4. Mr. Anmol Malik, DAG, Haryana waives service of notice on behalf of the respondent-State and seeks time to file reply.

5. List on 11.12.2024.

6. In the meantime, petitioner shall join investigation before the Investigating Agency/Officer. In the event of arrest, the petitioner shall be released on interim bail subject to the satisfaction of the Arresting Officer/Investigating Officer. She shall abide by the following conditions as envisaged under Section 482 (2) of BNSS, 2023:-

1) That the petitioner shall make herself available for interrogation by a police officer as and when required to do so.

2) That the petitioner shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the court or to any police officer.

3) That the petitioner shall not leave India without prior permission of the Court. ”

