



IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M-62341-2024
Date of decision: 15.01.2025

NAFEESAPETITIONER

Versus

STATE OF HARYANARESPONDENT

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present:- Mr. Sunil Tandon, Advocate for the petitioner
(through Video Conferencing).

Mr. Praveen Bhadu, AAG, Haryana.

SANJIV BERRY, J. (ORAL)

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

FIR No.	Dated	Sections	Police Station
1011	15.12.2023	406, 420 of IPC	Yamuna Nagar City, District Yamuna Nagar.

2. Reply dated 11.01.2025 in the form of an affidavit of Deputy Superintendent of Police, Yamuna Nagar-II has been filed. The same is taken on record. Copy thereof has been supplied to learned counsel for the petitioner.
3. Learned counsel for the petitioner submits that in compliance to the order dated 12.12.2024 passed by this Court, the petitioner has already joined the investigation and as such prayed for confirming the interim bail granted vide order dated 12.12.2024.



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4. Learned State counsel, on instructions from SI Suresh Kumar, intimates the Court that the petitioner has joined investigation and are neither required for further investigation nor for any custodial interrogation.

5. During the course of hearing on 12.12.2024, following order was passed:

“2. It is, inter alia, contended by learned counsel for the petitioner that the petitioner, a widow lady aged about 61 years, having no concern with the alleged transaction, as has been mentioned in the FIR (supra), has been falsely implicated in this case. He contends that no specific overt act is attributed to the petitioner but vague allegations of stealing jewellery under the influence of some black magic has been levelled against her. He contends that the petitioner is an illiterate lady doing house hold work and has no concern with the allegations nor has she indulged in any theft. He further contends that the petitioner is not having any criminal antecedents. Hence, the instant petition for concession of anticipatory bail.

3. Notice of motion.

4. On the asking of the Court, Ms. Gaganpreet Kaur, DAG, Haryana, present in Court, accepts notice on behalf of the State-respondent and prays for time to file the status report/reply in the matter.

5. Adjourned to 15.01.2024.

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

7. 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 bail on her furnishing personal/surety bonds to the satisfaction



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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). ”

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 12.12.2024 passed by this Court, interim bail granted vide order dated 12.12.2024 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

15.01.2025

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