



CRM-M- 35123-2024

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IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M- 35123-2024
Date of decision: 31.08.2024

Manjit KaurPetitioner.

Versus

State of PunjabRespondent.

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

Present:- Mr. Anand Kumar, Advocate,
for Mr. Suresh Kumar Arya, Advocate,
for the petitioner.

Mr. Ankit Grewal, DAG, Punjab.

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SANJIV BERRY, J. (ORAL)

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

FIR No.	Dated	Sections	Police Station
88	15.06.2024	21 of the NDPS Act (29 of the NDPS Act added lateron)	Sadar Dhuri, District Sangrur, Punjab

2. Learned counsel for the petitioner submits that in
compliance to the order dated 20.08.2024, the petitioner has joined the
investigation.
3. During the course of hearing on 20.08.2024, following
order has been passed: -



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'Status report dated 16.08.2024 filed in the form of an affidavit of Deputy Superintendent of Police, Sub Division, Dhuri, District Sangrur is taken on record. Copy thereof has been supplied to learned counsel for the petitioner.

2. *It is, inter alia, contended by learned counsel for the petitioner that the petitioner, who is a lady, is innocent and has been falsely implicated in the case on the basis of alleged disclosure statement of co-accused Jarnail Singh @ Jaila and the petitioner has no concern with the said co-accused. He submits that the petitioner has been implicated in the case by the police simply because she had three other cases pending against her, although she is on bail therein. He submits that the petitioner is ready to join investigation.*

3. *Learned State counsel while referring to the status report filed by the State and on instructions from ASI Krishan Singh, P.S. Sadar Dhuri District Sangrur has submitted that the petitioner has been nominated on the basis of disclosure statement of co-accused Jarnail Singh @ Jaila. However, on query, ASI Krishan Singh admits that except the alleged disclosure statement, there is nothing on record to show that the petitioner was in contact with the aforesaid co-accused.*

4. *Keeping in view the facts, without commenting on the merits of the case, the petitioner is hereby directed to join investigation within seven days from today and co-operate in the same. In the event of the arrest of the petitioner, she shall be released on interim bail on her furnishing personal/surety bonds to the satisfaction of the Arresting Officer/Investigating Officer. She shall*



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also abide by conditions as envisaged under Section 438(2) Cr.P.C.

5. *List on 31.08.2024'*

4. Learned State counsel on instructions received from SI Karamjeet Singh, informs the Court that the petitioner has joined the investigation and 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 20.08.2024 passed by this Court, interim bail granted vide order dated 20.08.2024 is hereby confirmed, subject to conditions as envisaged under Section 482(2) of the Bhartiya Nagarik Suraksha Sanhita 2023 (BNSS). 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.

6. The petition stands allowed.

7. It is further made clear that in case the petitioner is found involved in any case under the NDPS Act, after her release on bail, it will be open for the prosecution to move an application for cancellation of her bail in accordance with the law and anything contained here-in-



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above shall not be construed to be an expression of opinion on the merits of the case.

31.08.2024
preeti

(SANJIV BERRY)
JUDGE

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