

**IN THE COURT OF PARMINDER PAL SINGH
SESSIONS JUDGE, FEROZEPUR.
(UID No.PB0043)**

CNR No.PBFZ-0100-5082-2019.
BA No.1969
Date of Order : 19.10.2019.

Rina Saini aged 32 years wife of Sikander Singh, resident of House no.277, Gali No.19, Sahabzada Fateh Singh Nagar, Shimlapuri Ludhiana at present Mohalla Guru Nanak Nagar, Hoshiarpur, Punjab.

.....Applicant-accused.

Versus

The State.

.....Respondent.

Bail application U/S 438 Cr.P.C.

FIR No.0028, dated 27.04.2019.
U/S 365/498/120-B IPC.
Police Station Arifke.

Present: Sh.Prithvi Puggal, counsel for the applicant-accused.
Sh. Bhupinder Singh, PP for the State.

ORDER:

1. The instant application for grant of anticipatory bail under Section 438 of Cr.P.C has been filed by the aforesaid applicant/accused, who has been named as accused in above referred FIR.
2. ASI Ramesh Masih has suffered statement to the effect that he is member of the Investigating Team. The applicant-accused has joined investigation with him on 16.10.2019, but has not co-operated in the investigation and has not got recovered the Sim and mobile phone.
3. The applicant was granted interim bail vide order dated

14.10.2019. As per police, the applicant has joined the investigation but has not got recovered the Sim and mobile phone used in the crime. The only allegation against the applicant-petitioner is that her mobile phone ID was used and except this there is no other allegation against her. There is no allegation against the applicant regarding kidnapping the victim lady. The non recovery of Sim and mobile phone from the applicant, at this stage, hardly affects the investigation of this case, especially when she has already been very well probed and investigated about this fact by the investigating officer during investigation. Moreover, the victim lady has already suffered before the Hon'ble High Court in CRM-M-20571 that she was married with Satnam Singh, but she was harassed by the family of Satnam Singh on account of demand of dowry. She also stated in that statement that she wanted to live independently and that she does not want to go with her husband Satnam Singh or her mother Sukhbir Kaur and right now she would like to go with her friend Manjit Kaur. So, in view of the above, it will be in the fitness of things to absolute the interim bail already granted. Therefore, the interim bail, granted to the applicant-accused vide order dated 14.10.2019, is made absolute, subject to the following conditions :-

- (i) That accused will make herself available for interrogation by a police officer as and when required;

- (ii). The accused will not directly or indirectly, make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade them from disclosing such facts to the Court or to any police officer;
- (iii) That she will not leave the country without previous permission of the Court.
- (iv) In case the applicant-accused chooses to be absent from the court proceedings and the Trial Court formulates opinion that the accused is taking undue advantage of the bail order passed by this Court, the Trial court may cancel the bail order also and proceed further in accordance with law.

The order dated 14.10.2019 passed by this court be read as a formative part of this order. File be consigned to the record room.

Pronounced:

‘Lekh Raj
Stenographer Gr-I’

(Parminder Pal Singh)
Sessions Judge, Ferozepur.

UID No.PB0043
19.10.2019.