

IN THE SUPREME COURT OF INDIA
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NO.989 OF 2014
(arising out of SLP (Crl.) No.3751 of 2013)

KRISHNA

APPELLANT

VERSUS

POOJA & ANR.

RESPONDENTS

O R D E R

Leave granted.

The appellant - mother-in-law filed petition for anticipatory bail in connection with Complaint Case No. 18 dated 27th July, 2010 under Sections 498A and 406 read with Section 34 of IPC pending in the Court of learned Additional Chief Judicial Magistrate, Rohtak. The prayer for Anticipatory Bail has been rejected.

On 30th April, 2013, when the matter was taken up, this Court issued notice and passed the following interim order:

"In the meantime, the petitioner shall not be arrested in connection with Complain Case No.18 of 2010 (titled as Pooja vs. Krishna & Ors.) pending before the Additional Chief Judicial Magistrate, Rohtak, Haryana.

However, the petitioner has to appear before the Investigating Officer as and when required for interrogation."

In spite of service of notice, respondent has not appeared. It has not been alleged that the appellant had misused the interim protection granted to by this court on 30th April, 2013.

1 Taking into consideration the facts and circumstances of the case, we allow the prayer, set aside the impugned order dated 20.02.2013 passed by the High Court of Punjab and Haryana at Chandigarh in Criminal Misc. No. M-5516 of 2013 and direct that in the event of arrest, the appellant-Krishna, w/o Sh. Ram Krishan be enlarged on bail in connection with Complaint Case No.18 dated 27th July, 2010, the Court of learned Additional Chief Judicial Magistrate, Rohtak, subject to his furnishing bail bond of Rs. 20,000/- (Rupees Twenty Thousand only) with two solvent sureties for the like amount to the satisfaction of the Trial Court.

However, she will cooperate with the police in the matter of investigation.

The appeal is allowed with the aforesaid observation.

.....J.

The appeal is allowed in terms of the Signed
order.

[RAJNI MUKHI]
SR. P.A.

[USHA SHARMA]
COURT MASTER

(Signed Order is placed on the file)