



2022 INSC 1244



IN THE SUPREME COURT OF INDIA
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NO(s).../2022
Arising out of SLP(Criminal) Nos. 7323-7324/2021

SUNITA DEVI & ANR.

Appellant(s)

VERSUS

THE STATE OF HARYANA

Respondent(s)

O R D E R

Leave granted.

Heard learned counsel appearing for the parties.

It is submitted on behalf of the appellants that both of them have joined investigation.

Learned counsel for the State also does not dispute this.

The offences alleged against the appellants primarily relate to cheating in connection with certain land related transactions.

In such circumstances, in our opinion, in the event the appellants cooperate with the Investigating Agency, custodial interrogation would not be necessary at this stage.

We, accordingly, set aside the judgment of the High Court refusing pre-arrest bail to the appellants and the subsequent order passed declining appellants' plea for recalling the order of dismissal of their petition for anticipatory bail.

Let the appellants be enlarged on bail in the event of

their arrest, on such terms the concerned court may consider fit and proper.

We are passing this order having regard to the fact that the appellants have joined the investigation and at this stage, there is no allegation as regards their participation in investigation.

In the event the appellants refuse to cooperate with the investigating agency at any subsequent stage, it shall be open to the State to apply for cancellation of the bail before the Trial Court.

The appeals are allowed in the above terms.

Pending application(s), if any, shall also stand disposed of.

.....J.
[ANIRUDDHA BOSE]

.....J.
[SUDHANSHU DHULIA]

New Delhi.
December 02, 2022.

ITEM NO.12

COURT NO.12

SECTION II-B

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

Special Leave to Appeal (Cr1.) No(s). 7323-7324/2021

(Arising out of impugned final judgment and order dated 01-07-2021 in CRM-M No. 51648/2019 17-09-2021 in CRM No. 29904/2021 passed by the High Court Of Punjab & Haryana At Chandigarh)

SUNITA DEVI & ANR.

Petitioner(s)

VERSUS

THE STATE OF HARYANA

Respondent(s)

IA No. 122817/2021 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT

Date : 02-12-2022 These matters were called on for hearing today.

CORAM : HON'BLE MR. JUSTICE ANIRUDDHA BOSE
HON'BLE MR. JUSTICE SUDHANSHU DHULIA

For Petitioner(s) Mr. Harish Goyal, Adv.
Mr. Dinesh Verma, Adv.
Mr. Subhasish Bhowmick, AOR

For Respondent(s) Mr. Anil Kaushik, Adv.
Mr. Rajat Rana, Adv.
Ms. Anju Kaushik, Adv.
Mr. Samar Vijay Singh, AOR
Ms. Amrita Verma, Adv.

UPON hearing the counsel the Court made the following
O R D E R

Leave granted.

The appellants be enlarged on bail in the event of their arrest, on such terms the concerned court may consider fit and proper.

The appeals are allowed in terms of the signed order.

Pending application(s), if any, shall also stand disposed of.

(JATINDER KAUR)
SENIOR PERSONAL ASSISTANT

(RENU BALA GAMBHIR)
COURT MASTER (NSH)

[Signed order is placed on the file]

