

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

213

CRM-M No.1709 of 2015

Date of Decision:30.01.2015

Rekha

.....Petitioner

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MR. JUSTICE MEHINDER SINGH SULLAR.

**Present: Mr.Vineet Chaudhary, Advocate,
for the petitioner.**

**Mr.Naveen Sheoran, Deputy Advocate General,
Haryana, for the respondent-State.**

MEHINDER SINGH SULLAR, J.(oral)

The petitioner has preferred the instant petition for the grant of concession of regular bail, in a case registered against her along with her other main co-accused, namely, Maha Singh son of Dhajjan Singh and Dinesh etc., vide FIR No.729 dated 06.06.2014, on accusation of having committed the offences punishable under Sections 420, 467, 468, 471, 120-B, 511 and 34 IPC, by the police of Police Station City, Panipat.

2. Notice of the petition was issued to the State.

3. After hearing the learned counsel for the parties, going through the record with their valuable help and after considering the entire matter deeply, to my mind, the present petition for regular bail deserves to be accepted in this context.

4. Precisely, the prosecution, *inter alia*, claimed that on 06.06.2014, the main accused prepared certain false documents to sell the

plot, in question, to the petitioner and presented the same before the complainant-Sub-Registrar, Panipat, for registration of the sale-deed. No specific role or particular part is attributed to the petitioner in the FIR, except that she was the proposed vendee. In fact, the plot in dispute was not transferred in favour of the petitioner.

5. Moreover, the petitioner, who is a lady, was arrested in this case on 06.06.2014. Since then she is in judicial custody and no useful purpose would be served to further detain her in jail. There is no history of her previous conviction in any other criminal case. Otherwise also, all the offences alleged against the accused are triable by the Court of Magistrate. Since, not even a single witness has yet been examined by the prosecution, so, the conclusion of trial will naturally take a long time.

6. Not only that, all the main allegations of preparing the false documents are assigned to main accused(non-petitioner). Admittedly, Maha Singh, co-accused of the petitioner, has already been granted the concession of regular bail, by way of order dated 21.08.2014(Annexure P-1) by the Additional Sessions Judge, Panipat. Sequel, Dinesh, co-accused of the petitioner, was granted the concession of anticipatory bail, by means of order dated 29.09.2014(Annexure P-2) in CRM No.M-30990 of 2014. Therefore, I see no reason not to extend the concession of regular bail to the present petitioner as well under the similar set of circumstances.

7. In the light of aforesaid reasons, taking into consideration the peculiar facts & the special circumstances, emanating from the record, as discussed here-in-above and without commenting further anything on

merits, lest it may prejudice the case of either side during the course of trial of the main case, the instant petition for regular bail is hereby accepted. The petitioner is ordered to be released on bail on her furnishing adequate bail bonds and surety bonds to the satisfaction of the trial Court.

Needless to mention that, nothing observed here-in-above, would reflect, on merits in the trial of the main case, in any manner, as the same has been so recorded for a limited purpose of deciding the present petition for regular bail.

January 30, 2015
seema

(**MEHINDER SINGH SULLAR**)
JUDGE