

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

207

**Criminal Misc. No.M-31511 of 2015
Date of decision: September 21, 2015**

Gurdial Kaur

....Petitioner

versus

State of Punjab

...Respondent

CORAM: HON'BLE MRS. JUSTICE DAYA CHAUDHARY

1. Whether Reporters of local papers may be allowed to see the judgment? Yes/No
2. To be referred to the Reporters or not? Yes/No
3. Whether the judgment should be reported in the Digest? Yes/No

Present: Mr. Amit Dhawan, Advocate for the petitioner.

Mrs. Ritu Punj, Addl. A.G., Punjab.

DAYA CHAUDHARY, J.

The present petition has been filed under Section 439 Cr.P.C. for grant of regular bail in case FIR No.99 dated 22.06.2013 registered under Sections 406, 420 IPC and Section 24 of Immigration Act at Police Station Shahkot, District Jalandhar.

Learned counsel for the petitioner submits that the petitioner has falsely been implicated in this case whereas the dispute was between her son and the complainant. As per allegations in the FIR, no amount was received by the petitioner or was paid by the complainant to her. She has been implicated in this case only because of the reason that she paid an amount of Rs.50,000/- to the complainant on behalf of her son who is not living in India whereas she has made all efforts to settle the dispute. He also

submits that the petitioner is more than 70 years of age and is in custody since 02.07.2015. He also submits that challan has been presented against the petitioner only and other co-accused have been declared P.O. and nothing is to be recovered from her.

Learned State counsel submits that supplementary challan has been prepared and the same is likely to be presented before the Court.

In view of the submissions made by learned counsel for the petitioner and keeping in view the allegations levelled against the petitioner and also the fact that she is in custody since 02.07.2015; investigation has been completed and not required now by the investigating agency; there is no allegation, as to whether any money has been accepted by her, the petition is allowed. The petitioner is directed to be released on regular bail on her furnishing bail/surety bonds to the satisfaction of the trial Court.

September 21, 2015
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(DAYA CHAUDHARY)
JUDGE