

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM No.M- 3648 of 2015 (O&M)
Date of Decision:- 19.08.2015

Meena Rani

....Petitioner

Versus

State of Haryana

....Respondent

CORAM: HON'BLE MR. JUSTICE SHEKHER DHAWAN

Present: Mr. R.S. Mamli, Advocate, for the petitioner.

Mr. Naveen Sheoran, D.A.G., Haryana, for the State.

Mr. A.S. Virk, Advocate, for the complainant.

SHEKHER DHAWAN, J.

Present petition for regular bail filed by petitioner under Section 439 Cr.P.C. in FIR No.144 dated 18.04.2013 for the offence under Sections 406, 419, 420, 467, 468, 471 and 120-B IPC, registered at Police Station Butana, District Karnal.

2. Allegations against the petitioner are that she along with accused-Des Raj, Raj Kumar alias Raju, Nanki Devi, Randhir, Mohan Lal Argun, Amit and Ishwar Singh Lamberdar prepared fake documents pertaining to the plot of other persons and got the sale deed registered in their favour on the basis of fake documents and thereafter sold the same to the complainant for sale consideration of ₹35,40,250/-. Since long, accused persons are cheating the persons for sending them abroad and extracting money. The gang was headed by accused-Raj Kumar.

3. It has been contended by learned counsel for the petitioner that petitioner, who was allegedly produced at the time of alleged sale deed, was not acting on her own but at the advice of her husband. More so, she has been in custody for more than two years. Co-accused Ishwar Singh has already been released on bail by Co-ordinate Bench of this Court in case CRM-M No.13795 of 2015 on 07.05.2015. So, the present petitioner be released on bail. So, the present petitioner be released on bail.

4. Learned State counsel opposed the bail application on the ground that trial of the case is about to conclude as all the prosecution witnesses have already been examined and the case is fixed for recording statement of accused under Section 313 Cr.P.C. More so, petitioner is habitual offender of committing similar offences, as there are total three cases pending against her. So, she does not deserves the concession of regular bail.

5. Without expressing anything on merits of the case and having considered the rival submissions made by learned counsel for the parties, this Court is of the view that allegations levelled against the petitioner are of serious nature. The case of petitioner is distinguishable from the case of Ishwar Singh (co-accused), as present petitioner was the main beneficiary for an alleged act of forgery and cheating. Therefore, petitioner is not entitled to the concession of regular bail.

6. Accordingly, the regular bail application filed by the petitioner is hereby dismissed.

August 19, 2015
naresh.k

(**SHEKHER DHAWAN**)
JUDGE