

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

CRM-M No.36784 of 2015 (O&M)

Date of Decision: 03.12.2015

Madhulika Upadhyay

..... Petitioner

Vs.

State of Haryana

..... Respondent

CORAM: HON'BLE MR. JUSTICE JASWANT SINGH

Present: Mr. R.S.Cheema, Senior Advocate assisted by
Mr. R.K.Trikha, Advocate for the petitioner.

Mr. Rajiv Doon, Assistant Advocate General, Haryana
for the respondent along with H.C. Lalit Kumar.

JASWANT SINGH, J. (Oral)

The prayer is for grant of regular bail in case FIR No. 176 dated 19.11.2014, under Sections 420, 406, 467, 468, 471 and 120-B of the Indian Penal Code; Section 12 of the Passport Act and Section 14 of the Foreigners Act, registered with Police Station Sadar, Rewari.

As per the allegations, the complainant-Sandeep Kumar was induced in shelling out a sum around Rs. 22 lacs by the petitioner/accused-Madhulika by way of deposit of certain charges for bringing gold biscuits worth Rs. 72 lacs from Afghanistan. The co-accused Mark Eghe was apprehended along with the petitioner/accused with the allegation that they along with one another Pedro formed an international gang of cheats and recovery of 169 Sim Cards, 37 mobile phones and three laptop etc. have been made from the co-accused Mark Eghe.

It is contended that the petitioner is in custody since 03.12.2014 and the case is at the stage of recording of prosecution evidence. It is further stated that co-accused Mark Eghe has been granted the concession of regular bail by this Court, vide order dated 05.10.2015.

Learned State Counsel, on instructions from H.C. Lalit Kumar, does not dispute the aforesaid factual position.

Without commenting on the merits of the case, keeping in view the parity of treatment, custody period and the facts as noticed above, this Court finds that petitioner/accused deserves the concession of regular bail and as such she is ordered to be released on bail to the satisfaction of CJM/Duty Magistrate, Rewari.

Disposed of.

December 03, 2015

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**(JASWANT SINGH)
JUDGE**