

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

CRM-M-40101-2014 (O&M)
Date of decision : 30.01.2015

Nisha Talwar

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Mr. Ranjan Lakhanpal, Advocate for the petitioner.

Ms. Trishanjali Sharma, AAG, Haryana
assisted by SI Sita Ram.

JITENDRA CHAUHAN, J.

The instant petition has been preferred under Section 439 Cr.P.C. seeking regular bail in case FIR No.594 dated 29.08.2014, registered under Sections 3, 4, 5, 6, 7 and 8 of the Immoral Traffic (Prevention) Act, 1956 (for short, 'the Act'), registered at Police Station City Thanesar.

It is contended that the petitioner has been falsely implicated in the present case. No independent witness was joined in the raiding party. She is in custody since 29.08.2014. The prosecution evidence is yet to start. Earlier also, she was involved in a number of

false cases and she has earned acquittal in all those cases except one.

On the other hand, the learned State counsel, on instructions, states that the petitioner is a habitual offender. In case FIR No.420 dated 09.09.2008, under Sections 3, 4, 5, 6, 7 of the Act, wherein, she was granted bail by this Court after taking an undertaking that she will not indulge in the business of flesh trade in future.

Heard.

The petitioner is in custody since 29.08.2014. She has been acquitted in seven out of the eight FIRs registered against her as reflected in para No.3 of the reply on merits. The prosecution evidence is yet to commence, therefore, it can safely be inferred that the trial is not likely to be concluded in the near future.

Keeping in view the totality of circumstances, without advertng to the merits of the instant case, this petition is allowed. The petitioner be admitted to bail during the pendency of the trial, subject to her furnishing bail bonds and surety bonds, to the satisfaction of the trial Court.

30.01.2015
atulsethi

(JITENDRA CHAUHAN)
JUDGE