

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

CRM-M-40688-2014

Date of decision: 18.05.2015

Rita Gagneja

..... Petitioner

Versus

State of Punjab and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE R.P. NAGRATH

PRESENT: Mr. MS Batth, Advocate for the petitioner.

Mr. Gazi Mohd., DAG, Punjab.

Mr. Sandeep Jausja, Advocate for respondents No. 4 to 7.

R.P. NAGRATH, J. (ORAL)

Learned counsel for respondents No. 4 to 7 has filed the reply in Court today and the same be taken on record.

After arguing for sometime, learned counsel for the petitioner submits that the instant petition may be disposed of but the observations made in paragraph No. 3 of the bail order dated 10.11.2014 (Annexure P-5) passed by the learned Additional Sessions Judge, Fazilka, should not prejudice the rights of parties as the factual situation mentioned in the said paragraph is stated to be not correct.

In view of the above, the instant petition is disposed of, with the observations that the factum of civil suit already filed before the present FIR was registered or with regard to handing over the fake gold

ornaments would not have any bearing on the merits of this case as it is submitted that the suit was filed on 10.11.2014 which was registered on 18.11.2014 whereas the present FIR was recorded on 10.10.2014. Similarly, the observations in the impugned order that the gold articles are yet to be recovered shall have no bearing on the facts that are required to be proved during the trial.

However, the trial Court is directed to expedite the trial.

May 18, 2015
rishu

(R.P. NAGRATH)
JUDGE