

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

***CRM No. M-7458 of 2015
Date of decision: 01.05.2015***

Kuldeep Kaur

... Petitioner

Vs.

Rajbir Singh

... Respondent

CORAM: HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA.

Present: Mr. Hardeep Singh, Advocate for the petitioner.

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TEJINDER SINGH DHINDSA, J.

Inspite of service having been duly effected, no appearance has been caused on behalf of the respondent/complainant.

The instant petition has been filed under Section 439 Cr.P.C. seeking the concession of regular bail to the petitioner in Complaint Case No.864/27.7.2012 under section 138 of Negotiable Instruments Act.

Perusal of the order dated 23.2.2015, passed by the learned Additional Sessions Judge, Patiala would reveal that the concession of bail has been declined to the petitioner on the ground that such concession having already been granted, has been misused on two previous occasions. The view taken by the court, as such, cannot be put to fault.

Be that as it may, the petitioner, who is a lady, has been in custody since 18.2.2015. The petitioner has faced incarceration for a period in excess of 2 months.

Petition, accordingly, is allowed.

Petitioner be enlarged on bail subject to satisfaction of the Trial Court.

Disposed of.

01.05.2015

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**(TEJINDER SINGH DHINDSA)
JUDGE**