

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

CRM-M-7756-2015

Date of decision: 23.09.2015

Reeta Kumari

... Petitioner

Vs.

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE RAMESHWAR SINGH MALIK

Present: Mr. Sanjeev Sharma, Legal Aid Counsel
for the petitioner.

Mr. Surender Singh, AAG, Haryana.

Mr. Akshay Bhan, Senior Advocate with
Mr. Harparteek Singh Sandhu, Advocate
for the complainant.

RAMESHWAR SINGH MALIK, J. (ORAL)

Petitioner seeks pre-arrest bail in FIR No.355 dated 18.09.2014 under Sections 420, 406, 506 IPC, registered at Police Station Sector-55, Ballabgarh, District Faridabad.

Notice of motion was issued and interim protection was granted.

Learned counsel for the State, on instructions from Police Station Sector-55, Ballabgarh, submits that although petitioner has joined the investigation but the recovery of amount in question is yet to be effected from the petitioner, for which she did not cooperate.

Learned Senior Counsel for the complainant also opposes the present petition, contending that petitioner is not entitled for the discretionary relief of anticipatory bail at the hands of this Court.

Having heard the learned counsel for the parties, after careful perusal of the record of the case and giving thoughtful consideration to the contentions raised, this Court is of the considered opinion that keeping in view the totality of facts and circumstances of the case, petitioner has been found entitled for the concession of anticipatory bail. It is so said because ultimately it is a money dispute. An amount of Rs.1,90,081/- is claimed by the complainant, to be recovered from the petitioner.

Be that as it may and leaving the claim of the complainant to recover the said amount open, instant petition is allowed. Order dated 11.03.2015 passed by this Court, is hereby made absolute, however, subject to the conditions envisaged under Section 438 (2) Cr.P.C.

Disposed of, accordingly.

[RAMESHWAR SINGH MALIK]
JUDGE

23.09.2015
vishnu