

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM No. M-8564 of 2015
Date of decision:- March 20, 2015

Nirmla

...Petitioner...

versus

State of Haryana

...Respondent...

CORAM : HON'BLE MR. JUSTICE JASPAL SINGH

Present : Mr. Ashit Malik, Advocate,
for the petitioner.

Mr. Vikas Chopra, DAG, Haryana,
for respondent -State.

JASPAL SINGH, J.

This is a petition under Section 439 of the Code of Criminal Procedure moved by Nirmla, widow of Balbir Singh, seeking bail in case FIR No. 395, dated 07.09.2014, under Sections 420, 467, 468, 471 and 506 IPC, Police Station Kharkhoda, District Sonapat, during the pendency of trial.

Briefly stated, allegations against petitioner levelled by Santosh, who is owner of the property, are that Ms. Kaushalya impersonated and got transferred the land owned by her in favour of Upin, minor son of petitioner-Nirmla. Consequently, after registration of FIR, parties have been arrived at a compromise which has been reduced in writing on March 16, 2015. Moreover, petitioner was arrested in this case on December 26, 2014 and since then she is suffering incarceration.

Chalan has already been presented against accused (present petitioner),

which is fixed for arguments on charge. Even otherwise, disposal of trial is likely to take sufficient long time.

Keeping in view the fact that she is suffering incarceration since the date of her arrest i.e. December 26, 2014, coupled with the fact that compromise has already been arrived at between the parties, which is personal in nature, petition is allowed and petitioner is ordered to be released on bail at the satisfaction of Id. trial court/Duty Magistrate, Sonapat.

March 20, 2015
sonika

(JASPAL SINGH)
JUDGE