

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

**CRM-M No.10384 of 2016 (O&M)
Date of Decision: 04.04.2016**

Rekha

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE JASWANT SINGH

Present: Mr. H.S.Gill, Senior Advocate assisted by
Mr. K.B.S.Mann, Advocate for the petitioner.

Mz. Rimplejeet Kaur, Assistant Advocate General, Punjab
for the respondent/State assisted by ASI Dilbagh Singh.

JASWANT SINGH, J. (Oral)

Present petition is for grant of regular bail under Section 439 Cr.P.C. on behalf of the petitioner/accused-Rekha in case FIR No.114 dated 12.09.2015, under Sections 365, 120-B of the Indian Penal Code, registered with Police Station Division No.4, Jalandhar.

As per the allegations surfacing in the investigation, the present petitioner/accused-Rekha paid a sum of Rs.25,000/- to the co-accused/non-applicant Jyoti for taking the custody of a infant child lifted by the said co-accused Jyoti and her co-accused mother-Seema from a Civil Hospital.

It is contended that the petitioner was desirous of adopting a child and was not made aware that she was handed over a stolen child.

The petitioner is stated to be not involved in any other case and is in custody since 16.09.2015. The investigations qua her are over and challan is stated to have been presented.

It is further submitted that co-accused Seema has since been

granted bail by this Court, vide order dated 15.02.2016 (**Annexure P-1**).

Learned State Counsel, assisted by ASI Dilbagh Singh, does not dispute the role attributed, custody period and the fact that co-accused Seema has since been released on bail. It is further submitted that complainant-Surjit Kaur, the *Naani* of the abducted infant has since been examined.

Without commenting on the merits of the case, keeping in view the parity of treatment, custody period, the petitioner being a lady and the fact that the trial is not likely to be concluded in near future, this Court finds that petitioner/accused deserves the concession of regular bail and as such she is ordered to be released on bail to the satisfaction of CJM/Duty Magistrate concerned.

Disposed of.

April 04, 2016
Gagan

(JASWANT SINGH)
JUDGE