

CRM-M-10906-2016

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

CRM-M-10906-2016

Date of decision : 07.04.2016

Bindesh

... Petitioner

Versus

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE JASWANT SINGH

Present: Mr.Amit Kumar Goyal, Advocate
for the petitioner.

Mr.Yashwinder Singh, DAG, Haryana.

JASWANT SINGH, J.(ORAL)

Prayer in this petition under Section 439, Criminal Procedure Code, on behalf of accused/petitioner-Bindesh is for grant of regular bail in case FIR No.41 dated 01.02.2015, for offences punishable under Sections 420, 467, 468, 471 IPC registered at Police Station Civil Lines, District Bhiwani.

The allegations levelled by complainant-Narender Parbhakar are that the present accused Bindesh executed an agreement to sell dated 11.11.2013 and received the entire sale consideration of ₹30 lacs by concealing that there was already outstanding charge of United Bank of India qua loan of ₹9.5 lacs. That apart, she executed a GPA on

15.11.2013 in favour of her co-accused husband who in turn sold said house to a third party.

It is contended that the petitioner is in custody since 01.02.2016 and after completion of investigation, challan stands presented.

Learned State counsel, assisted by ASI Rohtas, does not refute the fact qua the custody period and the challan stands presented.

Without commenting on the merits of the case, keeping in view the fact that the petitioner is a lady and investigation qua her over, no useful purpose would be served by keeping her in custody any longer. Accordingly, the petition is allowed and the petitioner is ordered to be released on bail to the satisfaction of the Chief Judicial Magistrate / Duty Magistrate concerned.

(JASWANT SINGH)
JUDGE

April 07, 2016.
Davinder Kumar