

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

CRM-M-18050-2016 (O&M)

Date of decision : 19.09.2016

Jasbir Kaur

...Petitioner

Versus

State of Haryana and another

...Respondents

CORAM: HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Mr. S.S. Swaich, Advocate for the petitioner.

Mr. Saurabh Mohunta, DAG, Haryana,
assisted by ASI Vijay Kumar.

Mr. Sanjay Jain, Advocate for the complainant.

JITENDRA CHAUHAN, J. (Oral)

The petitioner seeks pre-arrest bail in case FIR No.56 dated 21.02.2015, registered under Sections 406, 420, 467, 468, 471 and 120-B of the Indian Penal Code, registered at P.S. Ambala City.

Heard.

On 23.05.2016, the following order was passed:-

“Prayer is for grant of anticipatory bail to accused petitioner Jasbir Kaur in case FIR No.56 dated 21.2.2015 under Sections 406,420,467,468,471,120-B IPC, PS Ambala City.

Petitioner Jasbir Kaur was owner of 1/4th share in 2K11M in khasra no.314. She vide two sale deeds no.5320 and 5322 dated 5.3.2008 sold the said

1/4th share comprising of two plots of 209 square yards each to complainant @ Rs.4,18,000/- for each plot. Mutation qua sale deed 5320 was sanctioned. However, qua sale deed dated 5322 the mutation could not be sanctioned as the area was found to be deficient because of two intervening sales dated 18.3.2008 of small portions to Veena and Nirmala. Thus, it is claimed that the petitioner accused and her co-accused GPA holder husband had cheated the complainant.

It is contended that a sum of Rs. 3 lacs by way of DD (P-6) stands paid to the complainant Meenakshi and the petitioner is ready to pay remaining amount of Rs.1,18,000/- or an alternative plot at the discretion of the complainant.

In view of the fair stand of the petitioner-accused it is felt that petitioner is entitled to the grant of interim relief.

Notice of motion for 1.8.2016

Till the next date, in the event of arrest, the petitioner shall be released on bail on furnishing adequate bail and surety bonds to the satisfaction of the Arresting/Investigating Officer. Petitioner shall appear before the I.O., as and when called upon for investigation and shall also be bound by all the conditions stipulated in Section 438(2) Cr.P.C.”

Learned State counsel, on instructions, submits that in

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authenticity of this document
Chandigarh

pursuance of the order passed by this Court, the petitioner has joined the investigation and he is not required for custodial interrogation.

In view of the above, without expressing any opinion on the merits of the case, the interim bail granted by this Court vide order dated 23.05.2016, is made absolute, subject to furnishing bail bonds/surety bonds to the satisfaction of the Chief Judicial Magistrate/Duty Magistrate concerned.

The petition stands allowed.

However, the petitioner shall comply with order dated 23.05.2016.

19.09.2016
atulsethi

(JITENDRA CHAUHAN)
JUDGE

Whether speaking / reasoned : Yes No

Whether Reportable : Yes No