

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

**CRM-M No.3022 of 2015 (O&M)
Date of Decision: 14.03.2016**

Paramjit Kaur

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE JASWANT SINGH

Present: Mr. Gorakh Nath, Advocate for the petitioner.

Mr. Kirat Singh Sidhu, Deputy Advocate General, Punjab
for the respondent/State assisted by ASI Jatinderpal Singh.

Mr. H.S.Saini, Advocate for the complainant.

JASWANT SINGH, J. (Oral)

The prayer is for grant of regular bail under Section 439 Cr.P.C. to the petitioner/accused-Paramjit Kaur in case FIR No. 348 dated 28.10.2014, under Sections 420, 467, 468, 471, 120-B of the Indian Penal Code, registered with Police Station Tripri Town, District Patiala.

As per the allegations levelled by the complainant-Balbir Singh, Advocate, the petitioner/accused--Paramjit Kaur has shown herself to be the only daughter of one Narain Dass s/o Hari Singh based on false and fabricated document i.e. Birth Certificate. Based on such documents, an effort was made to get mutated the land in possession and ownership of the complainant.

Learned Counsel for the petitioner submits that apart from the merits of the case, the petitioner being lady and is in custody since 15.12.2014 and the case is at the stage of recording of prosecution evidence, petitioner is entitled to the concession of regular bail.

Learned Counsel for the complainant submits that apart from the allegations in the present FIR, the petitioner had also produced documents Ex.P-1 and P-3 to P-5 before this Court, which on inquiry have been found false and separate FIR has been lodged and, therefore, she is not entitled to any concession of bail.

Learned State Counsel, assisted by ASI Jatinderpal Singh, concedes that only 02 out of cited 14 prosecution witnesses have since been examined.

In response, learned Counsel for the petitioner and not controverted by learned State Counsel, submits that for the alleged false documents Ex.P-1 and P-3 to P-5, the petitioner/accused has not been nominated as an accused in the said FIR.

Be that as it may, without commenting on the merits of the case, keeping in view the petitioner being a lady and the custody period of the petitioner and the fact that 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 regular bail subject to heavy sureties to the satisfaction of CJM/Duty Magistrate concerned.

Disposed of.

March 14, 2016

Gagan

(JASWANT SINGH)
JUDGE