

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

CRM-M-33888-2016 (O&M)
Date of decision : 30.09.2016

Seema Rani

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Mr. Aayush Gupta, Advocate,
for the petitioner.

Ms. Harsimrat Rai, DAG, Punjab,
assisted by ASI Rajinder Pal.

JITENDRA CHAUHAN, J. (Oral)

The instant petition has been preferred under Section 439 Cr.P.C. seeking regular bail in FIR No.149 dated 24.04.2015, registered under Sections 420, 467, 468, 471 and 120-B of the Indian Penal Code, at P.S. Basti Jodhewal, Distt. Ludhiana.

Learned counsel contends that though the sale deed has been shown to be in the name of the petitioner, but the entire transaction was carried out by co-accused/husband of the petitioner. She is in custody since 05.05.2016. The transaction pertains to the year 2011, whereas, the FIR came to be registered on 24.04.2015. The petitioner was declared proclaimed offender, however, she herself surrendered to the jurisdiction of the Court.

On the other hand, learned State counsel vehemently opposed

the instant petition on the ground that the petitioner is the beneficiary. She further informs that the charges have been framed and out of eleven prosecution witnesses, none has been examined.

Heard.

The co-accused husband of the petitioner has already been admitted to bail by this Court vide order dated 27.07.2016. The petitioner is in custody since 05.05.2016. Out of seven prosecution witnesses, only one has been examined, therefore, the trial is not likely to be concluded in the near future.

In view of the above, without advertng to the merits of the instant case, this petition is allowed. The petitioner be admitted to bail during the pendency of the trial, on her furnishing bail bonds and surety bonds, to the satisfaction of the trial Court/Chief Judicial Magistrate/Duty Magistrate.

However, nothing noticed hereinabove shall be construed as an expression of opinion of this Court, on the merits of the case.

30.09.2016

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(JITENDRA CHAUHAN)
JUDGE

Whether speaking / reasoned : Yes No

Whether Reportable : Yes No