

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

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CRM-M-4153-2016

Date of Decision: February 10, 2016

SARABJIT KAUR @ SAVIRA

.....PETITIONER

VERSUS

STATE OF PUNJAB

.....RESPONDENT

CORAM:- HON'BLE MR. JUSTICE M.M.S.BEDI

Present: Mr.R.S.Bajaj, Advocate for the petitioner.

Ms.Harpreet K.Athwal,DAG, Punjab.

M.M.S.BEDI, J.(Oral)

The petitioner is an employee of Gagandeep Singh of M/s Royal Education Consultants who used to send people on study visa to Austria. As per the allegations of the complainant Sukhwant Kaur who was duped of Rs.11,00,000/- by said Gagandeep Singh, he had not only taken passport of the complainant and family members but also gave an appointment letter to his son.

So far as the petitioner is concerned, she is a lady not named in the FIR. Application for bail has been dismissed on the ground that she is involved in another case where she was arrested on 12.5.2015. She was arrested in the present case only on the ground that she in the capacity as employee of Gagandeep Singh had received money.

On asking of the Court, it has been informed that main culprit Gagandeep Singh has not yet been arrested. In view of the proviso to Section 437 (1) of the Code of Criminal Procedure the petitioner being a lady, can be granted the concession of bail as she is not the main accused but merely an employee of M/s Royal Education Consultants.

The petition is allowed. The petitioner is ordered to be released on bail on her furnishing bail bond and surety bond to the satisfaction of the trial Court in FIR No.201 dated 24.12.2015 registered at Police Station Division No.7, Jalandhar.

February 10, 2016
TSG

(M.M.S.BEDI)
JUDGE