

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

(226)

CRM-M-43513-2015

Decided on: January 05, 2016.

Lachho

.... Petitioner

Versus

State of Punjab

..... Respondent

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

Present: Mr. Pankaj Jain, Advocate, for the petitioner.

Ms. Harpreet Kaur Athwal, DAG, Punjab.

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

The petitioner has been in custody w.e.f. 01.09.2015 in an FIR on the allegations that she had snatched gold chain worn by complainant Deepa Goyal. The petitioner was arrested in the present case while she was in custody in another case of similar nature.

Application for bail has been opposed inter alia on the ground that the petitioner is involved in 31 FIRs of similar nature. It will certainly be debatable during course of trial as to why the petitioner was not arrested in this case for a period of four years by the police though she is named in the FIR.

Without expression of any opinion on merits of the case, it is sufficient to observe here that the petitioner has been in custody w.e.f. 01.09.2015. There is likelihood of the petitioner committing similar offence again in case the petitioner is released on bail but she cannot be denied bail merely because of said apprehension. In order to prevent the commission of similar offence by the petitioner while on bail, I deem it appropriate to grant bail to the petitioner on the condition that she will not commit similar offence during pendency of the trial.

Petition is allowed. Petitioner would be released on bail on her furnishing bail bonds/surety bonds to the satisfaction of the trial Court subject to

the condition that before releasing her on bail in the present case, she would be required to furnish an undertaking in vernacular that she will not commit similar offence of which she is accused of during pendency of the trial. In case of violation of said condition, it will be open to the prosecution agency to seek cancellation of the bail in this case as well.

(M.M.S. BEDI)
JUDGE

January 05, 2016
harsha