

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

CRM-M No.4467 of 2016

Date of Decision:-12.02.2016

Manjula.

.....Petitioner.

Versus

State of Punjab.

.....Respondent.

CORAM:- HON'BLE MR. JUSTICE JASWANT SINGH

Present:- Mr. Lovedeep Singh Sodhi, Advocate for
Mr. N.S. Sodhi, Advocate for the Petitioner.

Ms. Rimplejit Kaur, Assistant Advocate General, Punjab
assisted by ASI Malkit Singh.

JASWANT SINGH, J (ORAL)

Prayer is under Section 439 Cr.PC for grant of regular bail to the petitioner Manjula in case FIR No.73 dated 11.04.2000 for offences punishable under Sections 420, 506, 342, 120-B of Indian Penal Code registered with Police Station City Moga, District Moga.

As per the allegations levelled by complainant Jinder Kaur, who was alleged to be a minor, the present accused had got her married to one Parinder Singh @ Ajay by persuading and tutoring her to show her age to be 18-1/2 years before the Magistrate. For such act she obtained a fees of Rs.10,000/-.

The allegations thus are that the complainant was wrongly

confined from 16.10.1999 to 21.10.1999.

The petitioner was enlarged on bail, however, due to her non appearance on 14.8.2007 was declared as proclaimed offender on 18.10.2008.

The reason given for her absence is that she was convicted in another FIR and was inside jail for almost 4 years and 07 months. She was finally taken in custody on 30.10.2013.

It is contended that the petitioner is in custody for the last more than 2 years and three months and the case is at the initial stage of recording of 12 prosecution witnesses, therefore, the prayer is for grant of regular bail.

Learned State Counsel assisted by ASI Malkit Singh is unable to refute regarding the custody period as also the stage of trial.

Without going into the merits of the case, keeping in view the custody period, petitioner is lady and that trial is not likely to be concluded in near future, present petition is allowed and the petitioner Manjula is ordered to be released on bail to the satisfaction of learned CJM/Duty Magistrate, Moga.

Petition stands disposed of.

(JASWANT SINGH)
JUDGE

February 12, 2016
Vinay