

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CRM No. M-7933 of 2016 (O&M)
Date of Decision: 31.3.2016

Meenu @ Meena

--Petitioner

Versus

State of Punjab

--Respondent

CORAM:- HON'BLE MR.JUSTICE TEJINDER SINGH DHINDSA.

Present:- Mr. Umesh Kumar Kanwar, Advocate for the petitioner.

Ms. Manpreet Dhaliwal, A.A.G., Punjab.

TEJINDER SINGH DHINDSA.J

CRM No.9796 of 2016

Application is allowed as prayed for.

Annexures P-5 and P-6 are taken on record.

Main Case

This order shall dispose of the present petition filed under Section 439 Cr.P.C seeking the benefit of regular bail to the petitioner in case F.I.R. No.190 dated 11.12.2015 under sections 406, 420 I.P.C and section 24 of the Emigration Act, 1983, registered at Police Station, Division No.7, Jalandhar, District Jalandhar.

Learned counsel for the parties have been heard.

F.I.R came to be registered on the complaint of Suman Lata. Allegations are primarily targeted against one Gagandeep Singh Maan, who was stated to be the owner of M/s Royal Education Consultant having office at Green Park, Jalandhar and money amounting to Rs.4,20,000/- having been misappropriated on the pretext of sending the complainant to Australia on a work permit. In the complaint the complainant had also named a few employees and one of them was Meena mobile no.9216147147.

Present petitioner was arrested on 19.12.2015.

Argument raised by the counsel is that it is a case of mistaken identity inasmuch the petitioner is not Meena but is Meenu daughter of Harjit Kumar. Towards such assertion counsel has even adverted to the documents at Annexure p-2 (colly) i.e. the Voter Card, Aadhar Card as also a Result-cum-Detailed Marks Card issued by Guru Nanak Dev University reflecting the present petitioner to be Meenu. Reliance has also been placed upon an affidavit dated 24.2.2016 of the complainant Suman Lata, wherein she has deposed that the investigating agency has wrongly arrested the present petitioner i.e. Meenu daughter of Harjit Kumar.

Learned State counsel would apprise the Court that challan qua the petitioner already stands presented on 8.2.2016.

Without making any observations on merits and keeping in view the fact that trial would take a long time to complete, present petitioner is held entitled to the benefit of bail. Accordingly, present petition is allowed. Petitioner be enlarged on bail subject to satisfaction of C.J.M./Duty Magistrate, Jalandhar.

It is, however, clarified that the observations contained in this order would not be construed as an expression of opinion on the merits of the case and would not even be taken as if the contentions raised by the counsel regarding mistaken identity, have been accepted.

Petition disposed of.

(TEJINDER SINGH DHINDSA)
JUDGE

31.3.2016
lucky