

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

**CRM-M No.9869 of 2016 (O&M)
Date of Decision: 18.05.2016**

Manjit Kaur

..... Petitioner

Versus

State of Punjab and another

..... Respondents

CORAM: HON'BLE MR. JUSTICE JASWANT SINGH

Present: Mrs. Gursharan K. Mann, Advocate for the petitioner.

Mz. Rimplejeet Kaur, Assistant Advocate General, Punjab
for respondent No.1/State assisted by A.S.I. Ashwani Kumar.

Mr. M.K.Dogra, Advocate for respondent No.2.

JASWANT SINGH, J. (Oral)

Present petition is for grant of regular bail under Section 439 Cr.P.C. on behalf of the petitioner/accused-Manjit Kaur in a Complaint Case No.1361 dated 21.03.2014, under Section 138 of the Negotiable Instruments Act, registered with Police Station Kamboj, District Amritsar, titled as “**Kulwinder Singh Versus Manjit Kaur**, pending in the trial Court.

The petitioner/accused is facing trial for a dishonoured cheque under Section 138 of the Negotiable Instruments Act. For her absence from the trial on 10.11.2014, she was declared proclaimed offender on 02.02.2015.

The petitioner is stated to be in custody since 02.02.2016 and the prayer is for grant of bail primarily on the ground that she have two minor daughters to take care of. It is assured that the petitioner/accused would not evade the process of the Court.

Learned State Counsel, assisted by ASI Ashwani Kumar, does not refute the aforesaid factual situation.

Learned Counsel for the complainant vehemently opposes the grant of bail.

Without commenting on the merits of the case, keeping in view the offence is bailable, petitioner being a lady, custody period and the facts as noticed above, this Court finds that petitioner/accused deserves the concession of regular bail and as such she is ordered to be released on bail to the satisfaction of CJM/Duty Magistrate concerned.

Disposed of.

May 18, 2016

Gagan

**(JASWANT SINGH)
JUDGE**