

211 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Hemlata
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CRM-M-40609-2017(O&M)

Date of decision:03.11.2017

Parkash Kaur

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. Robin Bansal, Advocate, for the petitioner.

Ms. Harpreet Kaur, AAG, Haryana.

ARVIND SINGH SANGWAN, J. (ORAL)

The instant petition has been filed under Section 439 Cr.P.C. for grant of regular bail in case FIR No.48 dated 21.10.2015, under Section 379-A of IPC, registered at Police Station Kurukshetra, District GRP Ambala Cantt.

Learned counsel for the petitioner submits that the petitioner has already been granted regular bail in this case. The present petitioner was involved in another FIR No. 41, dated 29.05.2017, under Section 379-B of the IPC, registered at Police Station Sadar Banga and arrested on the date of registration of the FIR. The trial Court, on 21.07.2017, cancelled her bail and forfeited the bail/surety bonds as she was not present on that day. It is further submitted on behalf of the petitioner that in fact, the petitioner on that day was in custody, hence she could not appear and the trial Court instead of issuing production warrant has opted to cancel the bail/surety bond.

Learned State counsel, on instructions from ASI Amar Singh has not disputed this factual position.

Accordingly, the present petition is allowed and the petitioner is directed to be released on regular bail subject to her furnishing bail bonds/surety bonds to the satisfaction of the trial Court/Illaq Magistrate.

Disposed of.

**(ARVIND SINGH SANGWAN)
JUDGE**

03.11.2017

Hemlata

Whether speaking/reasoned
Whether reportable

Yes / No
Yes / No