

CRM-M-521-2017

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

CRM-M-521-2017
Date of Decision: 24.01.2017

Neelam

... Petitioner

Versus

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Ashwani Bhardwaj, Advocate
for the petitioner.

Mr. B.S.Virk, DAG, Haryana,
for the respondent-State.

INDERJIT SINGH, J.

Petitioner-Neelam has filed this petition under Section 438 of the Code of Criminal Procedure, 1973 (for brevity, 'Cr.P.C.') for grant of anticipatory bail in case FIR No.321 dated 04.05.2016, registered at Police Station City Hansi, under Sections 384, 420 and 120-B of Indian Penal Code.

Notice of motion was issued in this case. Learned State counsel has put in appearance on behalf of the respondent-State and contested this petition.

I have heard learned counsel for the petitioner as well as learned State counsel and have gone through the record.

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From the record, I find that as per the prosecution version, present FIR has been registered on the application of one Anup wherein it was mentioned that in Hansi city, there is a gang consisting of Shamsher, Ramesh, Manisha, Neelam i.e. present petitioner and Rinku who get false cases registered against innocent persons and thereafter they extort money from them. Thereafter, the police raided the accused. Co-accused were apprehended at the spot, however, the present petitioner was not apprehended. Secondly, it has been brought into my notice that the petitioner has not got any FIR registered against any innocent person.

Keeping in view the facts and circumstances of the present case; without discussing the facts of the case in minute details and without expressing any opinion on the merits of the case, I find that the petitioner is not required for custodial interrogation and nothing is to be recovered from her, therefore, no useful purpose will be served by sending the petitioner to custody. Therefore, finding merit in the present petition, the same is allowed. It is ordered that in the event of arrest, the petitioner be released on bail subject to her furnishing personal bonds and surety to the satisfaction of Arresting/Investigating Officer. However, the petitioner shall join the investigation as and when called upon to do so and shall abide by the conditions as provided under Section 438 (2) Cr.P.C.

24.01.2017

parveen kumar

(INDERJIT SINGH)
JUDGE

Note:	Whether speaking/reasoned	:	Yes
	Whether reportable	:	No