

Crl. Misc. No. M-19802 of 2018

(1)

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Crl. Misc. No. M-19802 of 2018

DATE OF DECISION:03.07.2018

Palo Devi

.....Petitioner

Versus

State of Haryana

.....Respondent

BEFORE:- HON'BLE MRS. JUSTICE DAYA CHAUDHARY

Present:- Mr. Vinod Bhardwaj, Advocate
for the petitioner.

Mr. Ashish Sanghi, DAG, Haryana.

DAYA CHAUDHARY, J.

The present petition has been filed under Section 439 Cr.P.C. for grant of regular bail to petitioner-Palo Devi in case FIR No. 238 dated 27.10.2017 registered under Sections 409,420 IPC at Police Station Cheeka, District Kaithal.

Learned counsel for the petitioner contends that the petitioner has falsely been implicated in this case at the instance of complainant, who was Sarpanch of the village for the period 2010-2015. The petitioner is an old age lady and is in custody since 10.4.2018. Learned counsel further contends that challan has already been presented and the case before the trial Court is fixed for recording the statements of the witnesses. Learned counsel also contends that the petitioner is not required for any further investigation and nothing is to be recovered from her.

Learned counsel for respondent-State has not disputed the custody period as well as stage of the trial but opposes the submissions made by learned counsel for the petitioner on the ground that allegations are serious in nature.

Heard the arguments advanced by learned counsel for the parties and have also gone through the contents of the FIR and other documents available on the file.

Admittedly, challan has already been presented and the case before the trial Court is fixed for recording the statements of the witnesses. The petitioner is in custody since 10.4.2018. The trial may take long time to conclude and no purpose would be served by keeping the petitioner behind the bars

Accordingly, the present petition is allowed and petitioner-Palo Devi is directed to be released on regular bail on furnishing bail/surety bonds to the satisfaction of trial Court.

July 03, 2018
pooja

(DAYA CHAUDHARY)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes
No