

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

Criminal Misc. No.M-31635 of 2018
Date of Decision: 01.08.2018

Gajendri

...Petitioner(s)

Versus

State of Haryana

...Respondent(s)

CORAM:- HON'BLE MR. JUSTICE HARI PAL VERMA

Present:- Mr. Vikas Mohan Gupta, Advocate
for the petitioner.

Mr. Ramesh Kumar Ambavata, AAG, Haryana.

HARI PAL VERMA, J. (Oral)

Prayer in the present petition filed under Section 439 of the Code of Criminal Procedure, 1973 is for grant of regular bail to the petitioner in case FIR No.46 dated 05.02.2018 under Sections 166, 409, 420 and 201 IPC, registered at Police Station Chandhuth, District-Palwal.

Learned counsel for the petitioner submits that the petitioner was elected as Sarpanch of Gram Panchayat, Kakdipur, Block Prithla in the year 2017. The allegation against her is that she has tampered with the record and is not handing over the same to the BDPO. She is in custody since 19.06.2018. She has two minor children to take care.

Learned State counsel, on instructions from HC Sube Singh, has argued that the petitioner has tampered with the record in order to get undue advantages and she is not handing over the record to BDPO.

I have heard learned counsel for the parties.

Admittedly the petitioner is a mother of two minor children. It has been reported that challan has already been presented by the police, therefore, there is no possibility of tampering with the record at this stage. Otherwise also, the culpability of the petitioner for offence committed by her is yet to be decided during the course of trial. Considering the fact that the petitioner is in custody since 19.06.2018 and trial in the case will take long time and no useful purpose will be served to keep the petitioner in custody, I deem it appropriate to release her on regular bail.

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

It is made clear that the petitioner shall not directly or indirectly influence any of the witnesses in any manner.

01.08.2018
Anjal

(HARI PAL VERMA)
JUDGE

Whether speaking / reasoned?

Yes / No

Whether reportable?

Yes / No