

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

**CRM-M-56096-2018
Date of decision: 21.12.2018**

Surinder Kaur

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- Mr. Vishal Satija, Advocate
for the petitioner.

Mr. Joginder Pal Ratra, DAG, Punjab.

ARVIND SINGH SANGWAN, J. (Oral)

This petition has been filed under Section 439 of the Code of Criminal Procedure for grant of regular bail to the petitioner in case FIR No. 116 dated 18.07.2018, registered under Sections 420, 465, 467, 468, 471 and 120-B of the IPC at Police Station Navi Baradari, Jalandhar.

Learned counsel for the petitioner submits that petitioner is an old lady, aged about 65 years, and she is not involved in any other case. It is further submitted that as per the allegations in the FIR, the petitioner had executed an agreement to sell dated 21.10.2008 in favour of the complainant and later on, the complainant came to know that the petitioner has cheated him by impersonating herself as Harbhajan Kaur, who was in fact residing in Canada.

Learned counsel for the petitioner further submits that the FIR in question has been registered after ten years of execution of the alleged agreement to sell and the petitioner is in judicial custody since 22.08.2018.

It is further stated that challan has been presented and the offences are

triable by the Court of a Magistrate.

Learned State counsel, on instructions from ASI Devi Chand, has not disputed the factual position and submitted that charges have been framed.

I have heard learned counsel for the parties.

Without commenting upon the merits of the case, considering the fact that the petitioner is an old lady; FIR was registered after 10 years of execution of the alleged agreement to sell and also in view of the fact that conclusion of the trial is likely to take some time, the instant petition is allowed. The petitioner is ordered to be released on regular bail on her furnishing bail/surety bonds to the satisfaction of the trial Court/Duty Magistrate concerned.

December 21, 2018

Waseem Ansari

**(ARVIND SINGH SANGWAN)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No