

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-18692-2019

Date of decision: 01.05.2019

Reena Atal

... Petitioner

Vs.

U.T. Chandigarh

... Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

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

Mr. J.S. Toor, Addl. PP, U.T. Chandigarh.

ARVIND SINGH SANGWAN, J. (ORAL)

Prayer in this petition is for grant of regular bail in FIR No.104 dated 22.05.2012 under Sections 420, 120-B IPC, registered at Police Station Sector-19, Chandigarh.

Learned counsel for the petitioner submits that the petitioner is in custody since 14.07.2017, charges were framed on 18.09.2017 and thereafter, the case was fixed for recording the prosecution evidence and despite lapse of 60 days, prosecution has failed to conclude its evidence and therefore, the petitioner is entitled to default bail under Section 437 (6) Cr.P.C. It is further submitted that son of the petitioner, who is also an accused in the FIR, is suffering from kidney ailment and the petitioner has donated her one kidney to his son in the year 2009 and now again, he is again on dialysis. Learned counsel further submits that on medical ground, son of the petitioner has also been

granted the concession of bail.

Learned Addl. PP for U.T. Chandigarh, on instructions from ASI Parminderjit Singh, has not disputed the fact that charges were framed way back on 18.09.2017 and only 10 PWs have been examined so far.

After hearing learned counsel for the parties and without commenting anything further on merits of the case, this petition is allowed and the petitioner is directed to be released on regular bail subject to furnishing her bail bonds and two local sureties with heavy amount, to the satisfaction of the trial Court/Illaqa Magistrate/Duty Magistrate.

Petition is disposed of.

[ARVIND SINGH SANGWAN]
JUDGE

01.05.2019
vishnu

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No