

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

CRM-M-42106-2018 (O&M)

Date of Decision:05.03.2019

Inderjit Kaur @ Aman

... Petitioner

Versus

State of Punjab

... Respondent

CORAM:- HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA.

Present:- Mr. J.S. Dadwal, Advocate for the petitioner.

Mr. Hittan Nehra, Additional Advocate General, Punjab.

Mr. A.S. Khosa, Advocate for the complainant.

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TEJINDER SINGH DHINDSA, J. (ORAL)

Petitioner seeks benefit of regular bail pending trial in case FIR No.19, dated 04.02.2018, under Sections 384/420/120-B IPC and Section 7, 13(2) of the Prevention of Corruption Act, registered at Police Station City Raikot, Police District Ludhiana Rural, District Ludhiana.

Counsel for the parties have been heard.

Briefly, it may be noticed that FIR was registered on the complaint of Sukhdev Singh Mann on the allegations that Inspector Kuldeep Singh, SHO, Police Station Sadar Raikot at the relevant point of time, in connivance with co-accused, Gurmandar Singh, Paramjit Singh and the present petitioner have cheated his brother-in-law, namely, Balkar Singh of a sum of Rs.30 lakhs. Such alleged fraud was committed on the pretext that the amount is required to compromise with Inderjit Kaur i.e. the present petitioner and who had filed an application against Balkar Singh that he had cheated her on the pretext of sending her abroad.

Petitioner has faced incarceration since 07.02.2018.

Investigation in the case is complete and the challan already stands presented.

The contention raised by counsel for the petitioner that statement of the complainant Sukhdev Singh Mann has been recorded by the investigating agency that the amount of Rs.30 lakhs has already been returned, has not been rebutted. Rather, counsel for the complainant concedes to the same.

Co-accused, Inspector Kuldeep Singh and Gurjinder Singh Mann have already been granted benefit of bail.

It is not the case made out on behalf of the State that if benefit of bail was to be granted to the petitioner, she would be in a position to hamper the course of a free and fair trial.

The petitioner is stated to be not involved in any other criminal proceedings.

In view of the above and coupled with the length of incarceration and keeping in mind that the petitioner is a lady, she is held entitled to the benefit of bail.

Petition is allowed. Petitioner be enlarged on bail subject to satisfaction of the trial Court/Duty Magistrate concerned.

It is made clear that the observations made by this Court in this order are confined only with regard to examining the prayer of the petitioner for grant of bail and would have no bearing on the merits of the trial.

Disposed of.

05.03.2019

harjeet

**(TEJINDER SINGH DHINDSA)
JUDGE**

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|-----|----------------------------|--------|
| i) | Whether speaking/reasoned? | Yes/No |
| ii) | Whether reportable? | Yes/No |