

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

CRM-M No.29332 of 2019 (O&M)
DATE OF DECISION : 30th OCTOBER, 2019

Reshma

.... Petitioner

Versus

State of Haryana

.... Respondent

CORAM : HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

* * * *

Present : Mr. Nitin Sharma, Advocate for the petitioner.

Mr. M. D. Sharma, Assistant Advocate General, Haryana.

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RAJBIR SEHRAWAT, J. (Oral)

The present petition has been filed by the petitioner under Section 439 Cr.P.C for grant of bail pending trial in case FIR No.0067 dated 11.04.2018 registered under Sections 341 & 392 IPC and Section 25/54 of Arms Act at Police Station Ateli, District Mahendergarh.

It is contended by counsel for the petitioner that the petitioner has wrongly been involved in this case. The petitioner is not involved in the crime, as alleged against her. Even as per the story of the prosecution, only four persons had entered into the house of the complainant and committed the incident of looting. The petitioner is not even alleged to be one of those persons. As per the case of the prosecution, the petitioner is alleged to have purchased the property after the same having been stolen by the other accused. But even that is factually incorrect. The petitioner had not purchased any stolen property as alleged. It is further contended that the petitioner is in custody since 08.05.2019. There is no other case against the petitioner. Challan has

already been filed. Therefore, the petitioner is not required for any investigation purposes. Hence, the petitioner deserves to be released on bail.

On the other hand, counsel for the State, being instructed by SI Ranvir Singh, submits that during the investigation the petitioner has been found to have purchased the stolen property from the co-accused. Accordingly, the seven silver coins and one pair of gold ear rings have been recovered from the petitioner. However, it is not disputed that the petitioner is in custody since May, 2019. The challan has already been filed in the case and that there is no other case against the petitioner.

In view the above, but without expressing any further opinion on the merits of the case, the present petition is allowed. The petitioner is ordered to be released on bail pending trial subject to her furnishing bail bonds/surety to the satisfaction of the Trial Court/Duty Magistrate, concerned.

30TH OCTOBER, 2019
'raj'

(RAJBIR SEHRAWAT)
JUDGE

<i>Whether speaking/reasoned:</i>	<i>Yes</i>	<i>No</i>
<i>Whether Reportable:</i>	<i>Yes</i>	<i>No</i>