

S.No.224

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

CRM-M-51883 of 2019 (O&M)

Date of Decision:12.12.2019

Kulwinder KaurPetitioner

Vs.

State of PunjabRespondent

CORAM:- HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

Present:- Mr. P.S. Sekhon, Advocate for the petitioner.

Mr. Harbir Sandhu, AAG, Punjab.

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.242 dated 11.09.2019 registered under Sections 420, 120-B IPC at Police Station Sardulgarh, District Mansa.

It is contended by learned counsel for the petitioner that the case against the petitioner is totally concocted. The petitioner is a housewife and not involved in any business of taking loan or advancing loans to anybody. The falsity of the case of the complainant is exposed by the very fact that even the daughter of the petitioner, who was just 12 years of age at the relevant time, has been shown as having taken loan from the complainant. Still further, it is submitted that besides the alleged statement of the complainant, there is no material connecting the petitioner to the crime. Challan has already been filed. Hence, the petitioner is not required for any investigation purposes.

On the other hand, learned State Counsel, being instructed by ASI Darshan Kumar, submits that the petitioner alongwith her family members; is involved in a huge fraud of about 50-60 lakhs of rupees.

Several complainants have made statements to the Police qua having advanced money to the petitioner. However, it is submitted that except the oral statements of the alleged complainants, there is no material collected by the Police during investigation, which could connect the petitioner to the alleged crime.

In view of the above, but without commenting upon merits of the case, the present petition is allowed. It is ordered that the petitioner be released on bail on her furnishing bail bonds/ sureties to the satisfaction of the trial Court/ Duty Magistrate.

December 12, 2019
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(RAJBIR SEHRAWAT)
JUDGE

Whether Speaking/reasoned	Yes/No
Whether Reportable	Yes/No