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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M No. 38991 of 2020 (O&M)
Decided on: 25.11.2020

Gurdeep Kaur and another

....Petitioners

Versus

State of Haryana

....Respondent

CORAM: HON'BLE MR JUSTICE ARVIND SINGH SANGWAN

Present : Mr. Keshav Pratap Singh, Advocate
for the petitioners.

Mr. Deepak Kumar Grewal, DAG, Haryana.

Mr. Baljeet Beniwal, Advocate
for the complainant.

ARVIND SINGH SANGWAN, J. (Oral)

The petitioners pray for grant of anticipatory bail in FIR No.465 dated 05.10.2020, registered under Sections 406, 420 IPC (Sections 467, 468, 471, 120-B IPC added later) at Police Station Sampla, District Rohtak.

Counsel for the petitioners has submitted that as per the allegations in the FIR, registered at the instance of Kamla Devi, somebody hacked her SBI account and had withdrawn Rs.8,58,000/- on 27.07.2020 and Rs.69,500/- on 28.07.2020 through online transaction and even against an FDR of Rs.7.50 lacs, a loan of Rs.6.75 lacs was taken.

Counsel for the petitioners has further submitted that petitioner No.1- Gurdeep Kaur, is the Naani of the co-accused – Manmeet @ Lali, whereas the petitioner No.2 – Parveen Mittal is the

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maternal uncle of Manmeet @ Lali. It is further submitted that Manmeet @ Lali, was arrested and the amount was paid back to the complainant by his family members.

Counsel for the petitioners has also submitted that petitioner No.1 is a lady aged about 63 years and has no technical knowledge about the online banking transaction, etc. and she has been nominated only on account of the fact that she is related to the main accused.

In reply, counsel for the State assisted by counsel for the complainant has submitted that petitioner No.2 – Parveen Mittal, is involved in two more FIRs of similar nature wherein he has committed online fraud of huge amount and they have opposed the prayer for bail on the ground that petitioner No.2 is a habitual offender.

After hearing the counsel for the parties, considering the fact that petitioner No.1 is an old lady aged 63 years and is suffering from various ailments and as per the medical record attached with the petition, this petition is allowed qua petitioner No.1 – Gurdeep Kaur only and she is directed to appear before the Investigating Officer within a period of 10 days from today and join the investigation and she shall be released on interim bail on her furnishing bail/surety bonds, subject to the conditions envisaged under Section 438(2) Cr.P.C.

Considering the antecedents of petitioner No.2 – Parveen Mittal and his involvement in two other FIRs of similar nature, the anticipatory bail *qua* petitioner No.2 – Parveen Mittal, is ordered to be dismissed.

It will be open for the Investigating Officer to call the

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petitioner No.1 by issuing an advance notice in writing, as and when she is required for the purpose of investigation.

(ARVIND SINGH SANGWAN)
JUDGE

25.11.2020
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Whether speaking/reasoned	Yes/No
Whether reportable:	Yes/No