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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M No.2697 of 2021 (O&M)

Decided on: 25.01.2021

Saloni Saluja

....Petitioner

Versus

State of Haryana

....Respondent

CORAM: HON'BLE MR JUSTICE ARVIND SINGH SANGWAN

Present : Mr. Mandeep Kaushik, Advocate
for the petitioner.

Mr. Deepak Kumar Grewal, DAG, Haryana.

ARVIND SINGH SANGWAN, J. (Oral)

Prayer in this petition is for grant of regular bail to the petitioner under Section 439 of the Code of Criminal Procedure (in short 'Cr.P.C.') in FIR No.318 dated 12.03.2020, for offence punishable under Section 10 of the Immigration Act and Sections 406, 420, 506 of the Indian Penal Code, 1860 (in short 'IPC') (Sections 467, 468, 471 and 506 IPC added later) registered at Police Station City Thanesar, District Kurukshetra.

Counsel for the petitioner has argued that the petitioner is involved in number of FIRs of similar nature with similar allegations. It is further submitted that in other FIRs i.e. in 03 other cases, the petitioner has already been granted the concession of regular bail by this Court, while in one case, she has been granted the concession of bail by the trial Court.

Counsel for the petitioner has also submitted that as per the allegations in all the FIRs, the complainant has applied for VISA

CASE HEARD THROUGH VIDEO CONFERENCING

through Thomas Education Centre and has paid a sum of Rs.7.21 lacs in the account of the petitioner. It is further submitted that the petitioner has even transferred the amount in the account of her co-accused namely Ravinder, vide 03 receipts dated 26.07.2019 and 27.09.2019.

Counsel for the State has not disputed the factual position but opposed the prayer for bail.

After hearing the counsel for the parties and going through the orders granting regular bail to the petitioner in some of the other FIRs, and also in view of the fact that the offences are triable by the Court of Magistrate; the petitioner is in custody since 18.06.2020; the custodial interrogation of the petitioner is not required and the conclusion of the trial will take some time due to COVID-19 situation, this petition is allowed and the petitioner is directed to be released on bail subject to her furnishing bail/surety bonds to the satisfaction of the trial Court/Illaq Magistrate/Duty Magistrate.

However, it will be open for the prosecution to apply for cancellation of bail of the petitioner, in case she is found involved in any other case or misusing the concession of bail, in any manner.

(ARVIND SINGH SANGWAN)
JUDGE

25.01.2021

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Whether speaking/reasoned

Yes/No

Whether reportable:

Yes/No