

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

(Through Video Conferencing)

CRM-M-28811-2021

Date of Decision: 20.08.2021

VIBHA

.....Petitioner

V/s.

STATE OF HARYANA

.....Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL.

Present: Mr. Guatam Dutt, Advocate,
 for the petitioner.

 Mr. Anmol Malik, DAG, Haryana.

 Mr. Nitin K. Vashisht, Advocate
 for the complainant.

MANJARI NEHRU KAUL, J. (Oral)

This is the second petition filed under Section 439 of the Code of Criminal Procedure for grant of concession of regular bail to the petitioner in case FIR No.0013 dated 23.01.2020 lodged under Sections 419, 420, 467, 468, 471, 120-B of the IPC registered at Police Station Sushant Lok, District Gurugram, Haryana.

On a pointed query was put to the learned counsel for the petitioner as to what were the changed circumstances pursuant to the dismissal of the previous petition filed under Section 439 of the Cr.P.C, 1973 by this Court, he has apprised this Court that the charges have been framed on 09.08.2021. Learned counsel for the petitioner further submits that the petitioner is in custody since 21.08.2020 for the offences which are essentially triable by the Magistrate.

Per contra, learned State counsel while opposing the prayer and submissions made by learned counsel for the petitioner, on instructions, has submitted that there are serious allegations levelled against the petitioner of having hatched a criminal conspiracy with the co-accused and thereafter, after fabricating a sale deed in respect of one plot No. 1907, Sushant Lok, Gurugram which was in the name of one Mangal Sain sold it to one Sahil Gogia for an amount of ₹48,00,000/-.

Heard.

Without commenting upon the merits of the case and in view of the submissions made by learned counsel for the petitioner coupled with the fact that the petitioner, who is a lady of 50 years of age, has been in custody since 06.02.2020, the present petition is allowed and the petitioner is admitted to bail to the satisfaction of the trial Court/Duty Magistrate. However, it is made clear that anything observed hereinabove shall not be construed to be an expression of opinion on the merits of the case.

August 20, 2021

Ess Kay

**[MANJARI NEHRU KAUL]
JUDGE**

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