

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

CRM-M-10560-2022
Date of decision: 16.03.2022

Neha Kalia

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- Mr. Dinesh Ghai, Advocate &
Mr. Nikhil Ghai, Advocate
for the petitioner.

Mr. Joginder Pal Ratra, DAG, Punjab.

ARVIND SINGH SANGWAN, J. (Oral)

This petition has been filed under Section 439 of the Code of Criminal Procedure for grant of regular bail to the petitioner in case FIR No. 0048 dated 04.03.2017, registered under Sections 406, 420, 120-B of the IPC at Police Station Navi Baradari, District Jalandhar.

Learned counsel further submits that the petitioner and co-accused Mukesh were granted the concession of regular bail by the Judicial Magistrate First Class on 02.07.2018 on furnishing FDR of Rs. 3 Lakh, vide Annexure P-17.

Learned counsel for the petitioner further submits that later on the petitioner absented from the Court proceedings and was declared a proclaimed offender and re-arrested on 07.02.2022.

Learned State counsel has filed the custody certificate and submitted that a supplementary challan has been presented on 22.02.2022.

A perusal of the custody certificate shows that petitioner is not involved in any other case and as per allegations in the FIR, the petitioner has received Rs. 3 Lakh from the complainant, which she has already deposited in the shape of FDR with the trial Court. This fact is not disputed by learned State counsel.

I have heard learned counsel for the parties.

Without commenting upon the merits of the case, considering the facts and circumstances of the case and also in view of the fact that petitioner is a lady; she is not involved in any other case and after her re-arrest, she is in judicial custody for the last one month and eighteen days, the instant petition is allowed. The petitioner is ordered to be released on regular bail on her furnishing bail/surety bonds to the satisfaction of the trial Court/Duty Magistrate/Illaq Magistrate, concerned.

16.03.2022

Waseem Ansari

**(ARVIND SINGH SANGWAN)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No