

**IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH.**

214

**CRM-M-10219-2022
Date of decision: 15.03.2022**

MANDEEP KAUR

.....Petitioner

Versus

STATE OF PUNJAB

.....Respondent

CORAM: HON'BLE MR. JUSTICE SANT PARKASH

Present : Ms. Yasheen Sethi, Advocate
for Mr. Varinder Basa, Advocate
for the petitioner.

Mr. Tanvir Joshi, AAG, Punjab
for the respondent.

SANT PARKASH, J. (ORAL)

(The case has been taken up for hearing through video conferencing.)

Prayer in this petition under Section 439 of the Code of Criminal Procedure, 1973 is for grant of regular bail to the petitioner, in case, FIR No. 190 dated 27.08.2021 registered under Sections 419, 420, 467, 468, 471 and 120-B of the Indian Penal Code, 1860 (for short 'the IPC') at Police Station Civil Lines, District Amritsar.

The present FIR has been lodged on the basis of order dated 26.08.2021 passed by the Court of learned Additional Sessions Judge, Amritsar. The present case is of filing bail/surety bonds in the Court for the accused/petitioner on forged documents. It is alleged that same person filed two bail/surety bonds in two different cases with different particulars and upon verification the property and other documents attached were found to be forged.

I have heard learned Counsel for the parties and gone through the case file.

Learned Counsel for the petitioner has argued that the petitioner is innocent and has nothing to do with the alleged offence. The petitioner was in judicial custody and was not aware regarding the fabrication of the documents. The main allegations are against the other co-accused persons. The petitioner is in custody since 27.08.2021. Nothing is to be recovered from the petitioner. No useful purpose will be served by keeping the petitioner in custody. Therefore, the petitioner may be ordered to be released on regular bail.

On the other hand, learned State Counsel opposed the submissions of learned Counsel for the petitioner and has submitted that the offences against the petitioner are serious. Therefore, the petition for grant of regular bail may be dismissed.

Having considered the facts and circumstances of the case, period of custody of the petitioner, custodial interrogation of the petitioner not required for effecting any recovery and the fact that the trial is likely to take long time but without expressing any opinion on the merits of case, the petition is allowed and the petitioner is ordered to be released on regular bail on furnishing of personal and surety bonds to the satisfaction of the trial Court/Chief Judicial Magistrate/Duty Magistrate concerned.

15.03.2022
kavneet singh

(SANT PARKASH)
JUDGE

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