

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

**CRM-M-10499 of 2022(O&M)
Date of Decision: 15.07.2022**

Manjot Kaur

...Petitioner

Versus

State of Punjab

...Respondent

CORAM :HON'BLE MR. JUSTICE KARAMJIT SINGH

**Present:- Mr. Subhash Kumar, Advocate
For the petitioner.**

Ms. Samina Dhir, DAG Punjab.

KARAMJIT SINGH, J.

Custody certificate filed today in Court by the State counsel
is taken on record.

The present petition has been filed by the petitioner under
Section 439 Cr.P.C. seeking regular bail in FIR No. 69 dated 11.05.2021,
registered under Sections 379-B and 411 IPC at Police Station Bullowal,
District Hoshiarpur

The counsel for the petitioner contends that FIR in this case
was registered against three unknown persons who had allegedly
snatched Rs.30,000/- and gave beatings to complainant Ram Pukar
Mahto. The counsel further contends that the petitioner is in custody for
the last more than one year and one month and no incriminating article or
cash was recovered from her possession. The counsel further contends
that now the petitioner is not required by the police as the police has

already presented the challan, after completion of the investigation. The counsel further contends that in this manner now there is no necessity to keep the petitioner in custody.

The present petition is contested by the State counsel who submits that petitioner is habitual of committing such like offences and the detail of other criminal cases registered against her is given in the custody certificate. However, the State counsel has not refuted the fact that the petitioner is in custody in the present case for the last more than one year and that challan has already been presented by the police on completion of investigation. The State counsel further submits that during investigation it transpired that the snatched money was used by the petitioner and her husband who is also involved in the present case and is now behind the bars. The State counsel made prayer that the present petition be dismissed.

I have considered the submissions made by learned counsel for the petitioner as well as learned State counsel.

Admittedly, the FIR in this case was registered against three unknown persons including one female as per which all of them snatched Rs. 30,000/- and had beaten complainant. During investigation of the case the petitioner was arrested and as per custody certificate she is in custody for the last about one year and two months. Neither snatched money nor any incriminating article was recovered from her during the investigation. It is a matter of evidence as to whether the alleged snatched money was used by the petitioner. Admittedly, some other cases are also registered against the petitioner and she is stated to be in custody

in all the said criminal cases. In the present case the police has presented the challan, after completion of investigation. However, it will take considerable time for the trial to conclude. In the given circumstances, no fruitful purpose is going to be served by keeping the petitioner in custody for any longer period.

In view of the above, without commenting on the merits of the case, instant petition is allowed. The petitioner is ordered to be released on regular bail during trial on her furnishing bail bonds and surety bonds to the satisfaction of Chief Judicial Magistrate concerned.

15.07.2022

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**(KARAMJIT SINGH)
JUDGE****Whether speaking/reasoned : Yes/No****Whether reportable : Yes/No**