

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

114+253

**CRM-44352-2021 in/and
CRM-M-18830-2021
Date of Decision: 06.01.2022**

Saroj Bala

....Applicant/Petitioner

Versus

State of Punjab

....Respondent

CORAM: HON'BLE MR. JUSTICE LALIT BATRA

Present: Mr. Salil Dev Singh Bali, Advocate for applicant/petitioner.

Mr. Anmol Singh Sandhu, Assistant Advocate General, Punjab.

Lalit Batra, J.(Oral)

Case has been taken up for hearing through Video Conferencing.

CRM-44352-2021

This is an application under Section 482 Cr.P.C. for placing on record document Annexure P/4.

Document (Annexure P/4) is taken on record, subject to all just exceptions.

CRM is allowed.

Main Case

Present petition under Section 439 Cr.P.C has been moved by petitioner-**Saroj Bala** for grant of regular bail in case FIR No.97 dated 14.12.2020 under Sections 120-B and 420 IPC, registered at Police Station Amir Khas , District Fazilka.

Status report dated 11.07.2021 by way of affidavit of Palwinder Singh Sandhu, PPS, Deputy Superintendent of Police, Sub-Division Jalalabad, District Fazilka, already filed on behalf of respondent-State, is taken on record.

Learned counsel for the petitioner *inter alia* contends that version, as alleged in the FIR, is totally concocted one and there is no iota of truth therein. He further submits that allegedly petitioner along with co-accused committed fraud upon complainant-Manjeet Kaur as well as her husband to facilitate them in purchasing double the land out of sale proceeds of their land and thereby defrauded them to the tune of Rs.35,86,250/-, whereas petitioner has no nexus whatsoever with the alleged offence. He further submits that co-accused Surjeet Singh has already been extended concession of regular bail by Sessions Court, vide order dated 24.12.2021. He further submits that petitioner is languishing in custody since 06.04.2021 and she is no more required by the Police for any investigation purpose as after completion of investigation, final report under Section 173 Cr.P.C. (*Challan*) has already been presented in Court on 04.06.2021. He further urges that since trial of the case would take sufficient time to conclude, no useful purpose would be served by keeping the petitioner in custody further and she may be released on bail.

On the other hand, learned State counsel while opposing instant petition has vehemently argued that keeping in view seriousness of offence, petitioner does not deserve the concession of bail.

I have heard learned counsel for the parties and have carefully gone through the contents of petition as well as record of the case.

At this stage, without commenting anything on the merits of the case lest it may prejudice the outcome of the trial but taking into consideration the fact that petitioner is in custody since 06.04.2021; that petitioner is no more required by the Investigating Agency for investigation purpose; that *Challan* has already been presented in Court and since trial of the case would take sufficient time to conclude, no useful purpose would be served by detaining the petitioner in custody further, thus, she deserves the concession of bail.

In view of above, instant petition for grant of regular bail moved by petitioner-**Saroj Bala** is allowed and she is ordered to be released on bail on her furnishing personal/surety bonds to the satisfaction of Trial Court/Duty Magistrate, Jalalabad, District Fazilka, as the case may be.

(LALIT BATRA)
JUDGE

06.01.2022

Varinder Prashad

Whether speaking/ reasoned : Yes/ No

Whether Reportable : Yes/ No