

227

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M No.32295 of 2021 (O&M)

Date of decision: 10.01.2022

Veer Pal Kaur

....Petitioner

Versus

State of Punjab

....Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. Raman Mohinder Sharma, Advocate
for the petitioner.

Mr. Joginder Pal Ratra, DAG, Punjab.

Mr. B.S. Bhalla, Advocate for the complainant.

ARVIND SINGH SANGWAN J. (Oral)

Prayer in this petition is for grant of regular bail to the petitioner under Section 439 of the Code of Criminal Procedure (in short 'Cr.P.C.') in FIR No.149 dated 11.07.2021, for offence punishable under Sections 384, 420, 120-B, 452, 506 of the Indian Penal Code, 1860 (in short 'IPC') registered at Police Station City-1, Abohar, District Fazilka.

Counsel for the petitioner has submitted that the FIR has been registered on the statement of one Bansi Lal Sikka, a retired PCS officer, with the allegations that he has employed the co-accused Renu as a maid servant. It is further submitted that the only allegation against the petitioner is that on one occasion, she had accompanied Renu to go the house of the complainant.

Counsel for the petitioner has further argued that the petitioner is in custody for the last more than 06 months and the investigation is complete and the co-accused Renu, against whom there

HEARD THROUGH VIDEO CONFERENCING

are direct allegations has already been granted the concession of regular bail on 10.09.2021 by the trial Court itself.

Counsel for the State, on the basis of the Custody Certificate has not disputed the factual position but opposed the prayer for bail.

Counsel for the complainant, on the other hand, has argued that the complainant is an old man and he has employed co-accused Renu as a maid servant, who has taken Rs.1.00 lac from him on executing a pronote and did not return the money back and she along with the petitioner extended threats to him.

After hearing the counsel for the parties, without commenting anything on merits of the case, considering the fact that the petitioner is in custody for the last more than 06 months; the co-accused of the petitioner is already released on regular bail by the trial Court; the petitioner is not involved in any other case; the custodial interrogation of the petitioner is not required and the conclusion of the trial will take some time due to COVID-19 situation, this petition is allowed and the petitioner is directed to be released on bail subject to her furnishing bail/surety bonds to the satisfaction of the trial Court/Illaq Magistrate/Duty Magistrate.

However, it will be open for the prosecution to apply for cancellation of bail of the petitioner, in case she is found involved in any other case or misusing the concession of bail, in any manner.

(ARVIND SINGH SANGWAN)
JUDGE

10.01.2022

yakub

Whether speaking/reasoned:

Yes/No

Whether reportable:

Yes/No