

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-38549-2022 (O&M)

Date of Decision: 01.09.2022

Smt. Sumran

....Petitioner(s)

Versus

State of Haryana

.....Respondent(s)

CORAM: HON'BLE MR. JUSTICE JASGURPREET SINGH PURI

Present: Mr. Mohan Singh Rana, Advocate, for the petitioner.

Mr. Naveen Singh Panwar, DAG, Haryana.

JASGURPREET SINGH PURI, J. (Oral)

The present petition has been filed under Section 439 of the Code of Criminal Procedure for the grant of regular bail to the petitioner in FIR No. 91 dated 19.05.2022, under Sections 384, 34 IPC, registered at Police Station Bahin, District Palwal.

The learned counsel for the petitioner has submitted that the petitioner is a lady of the age of 41 years and she is in custody from 05.06.2022. He further submitted that investigation of the case has been completed and thereafter, report under Section 173 Cr.P.C has already been presented before the competent Court and it is a case which is triable by Magistrate. He further submitted that the petitioner is not involved in any other case and no recovery is to be effected from the petitioner and since the trial of the case may take long time, she may be considered for the grant of regular bail.

On the other hand, Mr. Naveen Singh Panwar, learned Deputy

Advocate General, Haryana has submitted that so far as the custody period of the petitioner is concerned, the same is correct and investigation of the case has been completed and no recovery is to be effected from the petitioner. However, he has submitted that it is a case of blackmailing due to which the matter is serious in nature.

I have heard the learned counsel for the parties.

The petitioner is a lady of the age of 41 years and she is in custody from 05.06.2022. The investigation of the case has already been completed and thereafter, challan has been presented. As per the learned counsel for the parties, no recovery is to be effected from the petitioner. The petitioner is stated to be not involved in any other case and has got clean antecedents as per the learned counsel for the parties. Furthermore, it is not the case of the State that in case the petitioner is released on bail, then she may influence any witness or may tamper with evidence or may flee from justice.

Therefore, considering the aforesaid facts and circumstances especially the petitioner is a lady of the age of 41 years, this Court is of the view that the petitioner is entitled for the grant of regular bail.

Consequently, the present petition is allowed. The petitioner shall be released on regular bail subject to furnishing bail bonds/surety to the satisfaction of the learned trial Court/Duty Magistrate concerned.

However, anything observed hereinabove shall not be treated as an expression of opinion on merits of the case and is meant for the purpose of deciding the present petition only.

01.09.2022

rakesh

Whether speaking
Whether reportable

(JASGURPREET SINGH PURI)

JUDGE

: Yes/No
: Yes/No