

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

CRM-M-49645-2021 (O&M)

Date of decision: 09.03.2022

Kamaljit Kaur

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present: Ms. Swati Verma, Advocate for the petitioner.

Mr. Harbir Sandhu, AAG Punjab.

Mr. Navjeet Singh, Advocate for the complainant.

HARNARESH SINGH GILL, J. (ORAL)

The petitioner has filed this petition under Section 439 Cr.P.C. for grant of regular bail in case FIR No. 67 dated 25.04.2021 registered under Sections 420 and 120-B IPC, at Police Station Doraha, Police District Khanna, District Ludhiana.

Status report by way of affidavit dated 20.01.2022 of the Deputy Superintendent of Police, Sub-Division, Payal, Police District Khanna, District Ludhiana, already filed in the Registry, is taken on record.

Custody certificate dated 08.03.2022 issued by the Deputy Superintendent, Women Jail, Ludhiana, submitted by the learned State counsel in the Court, is taken on record.

Learned counsel for the petitioner submits that the FIR was registered on the complaint of Jarnail Singh, the Manager of the Bank; that the petitioner is a lady and has falsely been implicated in the present case, as

she has nothing to do with the alleged crime; that the nothing is to be recovered from the petitioner; that the petitioner has been in custody along with her minor daughter since 29.08.2021 and that the challan stands presented and the prosecution witnesses are yet to be examined.

Learned State counsel, opposes the prayer for bail. However, he does not dispute the custody period of the petitioner. He submits that the prosecution witnesses are yet to be examined.

Learned counsel for the complainant contended that the amount was not returned by the accused and rather they sold the cattle, locked the house and ran away and that it was also revealed that besides the complainant, the accused had also borrowed the money from many persons.

I have heard the learned counsel for the parties.

The petitioner is a lady and she along with her minor daughter has been in custody since 29.08.2021. The prosecution witnesses are yet to be examined. Therefore, the conclusion of the trial would take a long time. Hence, no useful purpose would be served by keeping the petitioner behind the bars.

In view of the above, without commenting anything on the merits, lest it should prejudice the case of either side, the petition is allowed and the petitioner is ordered to be released on regular bail on her furnishing bail and surety bonds to the satisfaction of the learned trial Court/Duty Magistrate.

(HARNARESH SINGH GILL)
JUDGE

09.03.2022
Mangal Singh

Whether reasoned/speaking?
Whether reportable?

Yes/No
Yes/No