

HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

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CRM-M-50784-2021 (O&M)

Date of Decision: 12.10.2022

Harpreet Kaur

... Petitioner

VS.

State of Punjab

... Respondent

CORAM: HON'BLE MR.JUSTICE SANDEEP MOUDGIL

Present: Mr. Harjot Goyal, Advocate for the petitioner

Sandeep Moudgil, J. (Oral)

(1) The petitioner has filed petition under Section 439 CrPC seeking regular bail in case FIR No.47 dated 15.09.2018 under Sections 420 IPC, registered at Police Station Garhdiwala, District Hoshiarpur.

(2) Learned counsel for the petitioner surrendered before the Court of Area Magistrate, Dasuya on 29.09.2021. However, in the investigation, nothing could be ascertained against her and therefore, neither the money nor any other document to implicate the petitioner with the present case could be recovered.

(3) Notice of motion.

(4) On the asking of the Court, Mr. Shubham Kaushik, AAG Punjab accepts notice on behalf of the respondent. He submits that the charges were framed on 14.03.2022 and out of 19 witnesses, only one has been examined till date.

(5) Keeping in view the totality of the fact that the petitioner is behind the bars for more than one year as is evident from the perusal of the custody certificate produced before this Court today which is taken on record and the trial is proceeding at a snail's pace as only one witness has been

examined so far, the trial is likely to take time. This Court is not ignorant of the fact that by keeping the petitioner behind the bars would not serve the purpose as nothing is to be recovered.

(6) Accordingly, this petition is allowed and the petitioner is directed to be released on regular bail on furnishing bail and surety bonds to the satisfaction of the trial Court/Illaqa Magistrate, concerned.

CRM-4728-2022

In view of the above, nothing survives in the present application seeking grant of interim bail by the petitioner and accordingly, the same is disposed of as having been rendered infructuous.

12.10.2022
V.Vishal

(Sandeep Moudgil)
Judge

1. Whether speaking/reasoned?
2. Whether reportable?

Yes/No
Yes/No