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

CRM-M No.53428 of 2022 (O&M)

Date of decision: 15.12.2022

Mehakpreet Kaur

....Petitioner

Versus

State of Punjab

....Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. Deepak Gutpa, Advocate
for the petitioner.

Mr. Shubham Kaushik, DAG, Punjab.

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.96 dated 21.08.2019, for offence punishable under Sections 420, 120-B of the Indian Penal Code, 1860 (in short 'IPC') (Section 201 IPC added later) registered at Police Station Sadar Kotkapura, District Faridkot.

Counsel for the petitioner has submitted that as per the allegations in the FIR, registered at the instance of Lovepreet Singh, the petitioner has performed the marriage on 12.12.2016 only with a purpose to cheat him. It is further submitted that the offences are triable by the Court of Magistrate and challan stands presented and she is in custody for the last about 04 months and 20 days and is not involved in any other case.

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

Without commenting anything on merits of the case, considering the fact that the petitioner is in custody for the last 04 months and 20 days; 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, 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/Illaqa Magistrate/Duty Magistrate.

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

(ARVIND SINGH SANGWAN)
JUDGE

15.12.2022
yakub

Whether speaking/reasoned:	Yes/No
Whether reportable:	Yes/No