

2023:PHHC: 142877

231 IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M-25676-2023
Date of decision: 08.11.2023

Jasmeet Kaur

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. Manvinder Sidhu, Advocate
for the petitioner.

Ms. Kanica Sachdeva, AAG, Punjab.

MANJARI NEHRU KAUL, J. (ORAL)

1. The petitioner is seeking the concession of bail under Section 439 of the Cr.P.C. in case FIR No.0041 dated 01.03.2023 under Sections 408 and 120-B of the IPC (Sections 420, 467, 468, 471, 212 IPC added later on) registered at Police Station Division 6, District Police Commissionerate Ludhiana.

2. Learned counsel for the petitioner *inter alia* contends that the petitioner has been in custody since 31.03.2023 and after the charges were framed on 07.08.2023, only one prosecution witness out of 37 cited has been examined so far.

3. It has been further submitted that only allegation leveled against the petitioner is of having harboured the co-accused, who misappropriated an amount of Rs. 2,19,20,000/-, which was collected by them from different firms, institution etc.

4. It has also been submitted that not even a single penny was ever deposited in the bank account of petitioner.

5. Per contra, learned State counsel while opposing the prayer and

submissions made by learned counsel for the petitioner has not disputed the factual aspect of the role attributed to the petitioner in the crime in question.

6. It has also not been disputed that only one prosecution witness, out of the 27 cited, has been examined till date. On a pointed query put to the learned State Counsel as to whether the petitioner is involved in any other criminal case, he on instructions from ASI Satnam Singh has replied in the negative.

7. I have heard learned counsel for the parties and perused the material placed on record.

8. The petitioner is in custody since 31.03.2023.

9. In the facts and circumstances as enumerated hereinabove, this Court deems it fit to extend the concession of regular bail to the petitioner.

10. Accordingly, the instant petition is allowed. The petitioner be admitted to bail to the satisfaction of the Trial Court/Duty Magistrate concerned. However, it is made clear that anything observed hereinabove shall not be construed to be an expression of opinion on the merits of the case.

11. Needless to add, in case the petitioner misuses the concession of bail granted to him, the State would be at liberty to seek cancellation of the same.

08.11.2023

manoj

(MANJARI NEHRU KAUL)
JUDGE

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