

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CRM-M-38564-2023(O&M)
Date of decision:- 11.08.2023

Isha Singla

... Petitioner

Versus

State of Punjab

.. Respondent

CORAM: HON'BLE MR. JUSTICE SUVIR SEHGAL

Present:- Mr.A.S. Brar, Advocate
for the petitioner.

Mr. A.P.S. Tung, DAG, Punjab.

SUVIR SEHGAL, J. (ORAL)

1. Instant petition has been filed under Section 439 Cr.P.C. seeking grant of post-arrest bail in:-

FIR No.	Dated	Police Station	Sections
202	07.06.2023	City, Faridkot, District Faridkot	420, 406, 506, 120-B IPC and Section 13 of Punjab Travel Professionals Regulation Act

2. Version of the prosecution is that FIR, Annexure P-1, has been registered on the complaint of Ranjit Singh, alleging that Deepak Sharma had duped him of Rs.42,80,000/- on the pretext of sending his three daughters abroad. It has been stated that Deepak Sharma did not take any step in this connection. When he started making excuses, he was asked to refund the money. He has returned Rs.39,10,000/- but the balance amount of Rs.11,66,400/- is still due from him. Instead of returning the balance, he has

been intimidating the complainant.

3. Counsel for the petitioner contends that there is no allegation against the petitioner, who is a 40 years old lady. He urges that she has been enmeshed in the criminal case because she is the sister-in-law of the main accused, who could not be apprehended. He asserts that the petitioner, who is totally innocent and in detention, deserves to be enlarged on bail.

4. Opposing the petition, learned State counsel upon instructions from ASI Sukhjit Singh submits that during the course of investigation it transpired that money has been paid in the presence of the petitioner. On specific query, he has sought instructions and apprised the Court that no entrustment has been made to the petitioner. As per the State counsel, the matter is under investigation and the final report would be presented in due course. He submits that petitioner is involved in another criminal case with similar allegations.

5. I have considered the respective submissions of counsel for the parties.

6. Noticing that there is no allegation against the petitioner, her age, relationship with the main accused, the role ascribed to her and the stage of proceedings, this Court is inclined to accept the prayer made in the petition.

7. Without adverting to the merits or demerits of the arguments addressed, petition is allowed. Petitioner is ordered to be released on bail on furnishing adequate bail/surety bonds to the satisfaction of the Trial Court/Duty Magistrate, concerned.

8. It is clarified that nothing said hereinabove shall be construed to

be an expression of opinion on the merits of the case.

(SUVIR SEHGAL)
JUDGE

11.08.2023
Brij

Whether Speaking/Reasoned	Yes/No
Whether Reportable	Yes/No