

2023:PHHC:111063

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

214

CRM-M -57713-2022

Date of decision : 24.08.2023

Veena Rani @ Seema Rani

..... Petitioner

versus

State of Punjab

..... Respondent

CORAM : HON'BLE MR. JUSTICE PANKAJ JAIN

Present: Mr. Kuldip Singh, Advocate
for the petitioner.

Mr. Amit Shukla, AAG, Punjab.

PANKAJ JAIN, J. (Oral)

Present petition has been filed under Section 439 Cr.P.C. for grant of regular bail to the petitioner in case bearing FIR No.184 dated 17.08.2021, registered for the offences punishable under Section 379-B of IPC (Section 411 of IPC added later on), at Police Station City Jalalabad, District Fazilka.

2. Reliance is being placed upon order dated 18.05.2022 passed in CRM-M-50128-2021 wherein co-accused Jaswinder Singh from whom the snatched articles were recovered, stands admitted to bail observing as under:-

“Present petition has been filed under Section 439 of the Code of Criminal Procedure (Cr.P.C.) for grant of concession of regular bail to the petitioner in case FIR No.184 dated 17.08.2021 under Section 379-B IPC (Section 411 IPC added later on) registered at Police Station City Jalalabad, District Fazilka.

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FIR was lodged on the complaint of one Palo Bai, who stated that on 13.08.2021 at about 7:00 p.m., she had gone to Jalalabad from Fazilka and was going on foot on Muktsar circular road. The petitioner and Seema Rani who were on a motorcycle came from behind her. As the complainant knew the petitioner and Seema Rani, they offered her a lift. She accepted the offer and sat on the pillion. When they reached near the carcass dumping ground, Mannewala, drain minor, they told her that the police had laid a naka, they diverted the motorcycle towards the eastern side of the drain. They took it to a deserted place. Seema Rani Snatched the gold earring worn by the complainant. The petitioner pushed her, she fell on the ground. Seema Rani also snatched the bag of the complainant. The bag contained her Aadhar Card, Voter Card and some clothes.

It is the case of the prosecution that the snatched gold earrings have been recovered from the petitioner. The motorcycle that the petitioner was riding was also found to be stolen. Learned counsel for the petitioner states that the petitioner is in custody since 19.08.2021 i.e. approximately 9 months. The investigation in the case is complete and charges have been framed. Apart from the present case the petitioner is not involved in any other case.

In view of the above and the fact that the trial is unlikely to conclude in near future, no useful purpose will be served by keeping the petitioner in custody till the final disposal of the case.

Therefore, in view of the abovesaid circumstances, without expressing any opinion on

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the merits of the case, this petition is allowed. Petitioner-Jaswinder Singh be admitted to bail on his furnishing bail bonds and surety bonds to the satisfaction of the learned trial Court/ Duty Magistrate concerned.”

3. Counsel further submits that the petitioner has suffered incarceration for more than 01 year and 18 days and has no other criminal antecedents.
4. Without commenting on the merits of the case, keeping in view the parity and the fact that the petitioner being a lady and the first time offender, the present petition is allowed. Petitioner is ordered to be released on regular bail on her furnishing bail/surety bonds to the satisfaction of the Ld. Trial Court/Duty Magistrate, concerned.
5. Needless to say nothing recorded herein shall be construed to be an expression of an opinion on the merits of the case.

(PANKAJ JAIN)
JUDGE

24.08.2023
Dinesh

Whether speaking/reasoned :	Yes
Whether Reportable :	No