

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

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CRM-M-21054-2024
Date of Decision.:02.05.2024

Karamjeet Kaur
Vs.
State of Haryana

.....Petitioner
.....Respondent

CORAM:- HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. Satnam Singh Gill, Advocate for the petitioner.

DEEPAK GUPTA, J. (ORAL)

The petitioner is seeking regular bail by way of petition filed under Section 439 Cr.P.C in case FIR No.57 dated 03.03.2024 registered under Sections 171, 388, 420 & 120-B of the IPC registered at Police Station Tosham, District Bhiwani.

2. A complaint was made to the police on 03.03.2024 by Jatinder Pal @ Bittu as per which a person by the name of Chaudhary projected to him on 05.02.2024 that he could arrange the Crusher work in Haryana for him. On 08.02.2024 as planned, complainant took ₹12,00,000/- and travelled in his car along with one Pawan and reached near Tosham road, where that person named Chaudhary also occupied the car. They reached at a Dhaba. Chaudhary enquired about the money. Thereafter, they travelled about 20 meters, when the car was stopped by a police vehicle with red light on its top. It is alleged that three persons projecting to be police officials, forced the complainant to part with ₹12,00,000/- on the pretext that they suspected the same to be counterfeited currency money. Later on, complainant came to know that he had been duped. FIR was lodged.

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3. Learned counsel contends that petitioner is not named in the FIR; that as per the police investigation she is alleged to be a part of the conspiracy; that though the alleged occurrence took place on 08.02.2024 but complaint was made to the police on 03.03.2024 i.e. after 23 days of the incident; that petitioner is a woman having no criminal antecedents; that she is in custody for the last 29 days and so, she be allowed bail.
4. Notice of motion.
5. Mr. Sumit Jain, Addl. AG, Haryana accepts notice on behalf of respondent- State.
6. Learned State counsel could not refute any of the aforesaid contentions. It is fairly conceded by learned State counsel that petitioner was not present at the spot when three police officials allegedly took the amount from the complainant and that the only role attributed to the petitioner, as of now, is to be part of the conspiracy. Custody certificate placed on record by learned State counsel would reveal that petitioner is in custody for the last 29 days.
7. Having regard to the above facts and circumstances, but without commenting anything further on the merits of the case, this petition is allowed and petitioner is admitted to bail on her furnishing bail bonds/surety bonds to the satisfaction of the Learned Trial Court/Duty Magistrate concerned, on usual terms and conditions.

(DEEPAK GUPTA)
JUDGE

May 02, 2024
Neetika Tuteja

Whether Speaking/reasoned	Yes/No
Whether Reportable	Yes/No