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

CRM-M-4035-2025(O&M)

Date of Decision: 01.03.2025

Pinki

...Petitioner

vs.

State of Haryana

...Respondent

Coram : **Hon'ble Mr. Justice N.S.Shekhawat**

Present : Mr. Karan Bhardwaj, Advocate
 for the petitioner.

Mr. Gurmeet Singh, AAG, Haryana.

Mr. Anuj Balian, Advocate for the complainant.

N.S.Shekhawat J. (Oral)

1. The petitioner has filed the instant petition under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023 with a prayer to grant regular bail in case FIR No.446 dated 23.10.2024 registered under Sections 406, 420, 120-B, 506 and 389 of IPC, at Police Station Ganaur, District Sonipat.

2. Learned counsel for the petitioner vehemently argues that in fact, the allegations levelled against the present petitioner are apparently false and unbelievable. The petitioner, who is a senior citizen, has been falsely involved in the present case at the instance of the complainant. He further contends that as per the admitted stand of the State of Haryana, an amount of Rs.89,74,200/- was returned by the accused to the complainant through different bank accounts over a period of time. This clearly shows that there were financial transactions between both the parties and the FIR has been got registered by the complainant



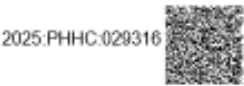
illegally. Learned counsel further contends that the petitioner was arrested on 24.10.2024 and she is in custody for the last about 4 months. The challan has already been presented and the trial is not formally commenced against her.

3. On the other hand, learned State counsel assisted by learned counsel for the complainant have vehemently opposed the submissions made by learned counsel for the petitioner on the ground that the petitioner alongwith her daughters had blackmailed the complainant and had extorted huge amounts from the complainant side.

4. I have heard the learned counsel for the parties and perused the record.

5. In the present case, one of the accused, Pardeep has been granted the concession of interim anticipatory bail and while granting him the concession of interim bail, the following observations were recorded by this Court:-

“Learned senior counsel for the petitioner submits that the allegations levelled by the complainant are highly improbable and unbelievable. Learned senior counsel has further referred to the averments made in Para-6 of the status report filed by State of Haryana, which clearly shows that an amount of Rs.89,74,200/- were returned by the accused to the complainant through different bank accounts, over a period of time. This clearly shows that there were financial transactions between both the parties and a civil dispute has been converted into a criminal offence illegally by the complainant side. He further contends that the case is based on documentary evidence and the custodial interrogation of the petitioner may not be required.”



In the present case, the petitioner, who is a senior citizen, is stated to be in custody for the last about 04 months and the final report under Section 173 Cr.P.C. has already been presented against her. The offences are triable by the Court of Magistrate and the trial is not likely to conclude in near future.

6. Without commenting on the merits of the case, the present petition is allowed and the petitioner is ordered to be released on bail subject to her furnishing bail bonds/surety bonds to the satisfaction of the trial Court/Duty Magistrate/Chief Judicial Magistrate, concerned.

7. Pending application stands also disposed of.

01.03.2025
hemlata

(N.S.SHEKHAWAT)
JUDGE

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