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

**CRM-M-39722-2025
Decided on : 12.01.2026**

Poonam

.....Petitioner

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MR. JUSTICE SANJAY VASHISTH

Present: Mr. Vikas Bishnoi, Advocate for the petitioner.
Mr. Amish Sharma, AAG Haryana
Mr. Rahul Bansal, Advocate for the complainant

SANJAY VASHISTH, J. (ORAL)

1. Petitioner- Poonam, aged 31 years has filed instant petition under Section 483 of BNSS, 2023 (earlier Section 439 Cr.P.C.), seeking regular bail in case FIR No. 323, dated 01.09.2024, registered under Sections 3(5) and 306 of BNS (during investigation Sections 319, 61(2), 95 and 112 of BNS added later on) at Police Station Civil Lines Hisar, District Hisar.

2. Learned counsel for the petitioner contends that, as per allegations mentioned in the FIR at the instance of complainant Sharvan Kumar, a woman namely Payal accompanied with another girl Arti came outside the house and then requested to get them engaged for work at his house. After being employed, certain articles were stolen from the house including the gold and diamond jewellery.

Subsequent to the registration of the FIR, eight accused were arrested namely – Anu Kumari, Shyam Sunder, Raj Kumar, Poonam w/o Ravi Shah, Ravi Shah, Pankaj, Manoj Shah, Poonam w/o Shyam Sunder. Out of the



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aforementioned eight accused, except of Poonam w/o Shyam Sunder, all other accused have been arrested.

3. As per status report dated 18.09.2025 filed by the State, LED TV, refrigerator, mobile phone and the wrist watch were recovered on the basis of disclosure statement of co-accused Shyam Sunder, wherein he has also named other accused involved in the case. From another accused Ravi Shah (who is still inside jail) the jewellery valuing Rs. 37 lacs has already been recovered.

Apart this, present petitioner i.e. Poonam w/o Ravi Shah is inside jail in the present case since 28.11.2024 and after her arrest an amount of Rs. 40,000/- has also been recovered, which was part of the stolen articles/total property. Further points out that co-accused Shyam Sunder has already been granted bail by noticing that all the offence are triable by the Court of Magistrate and said accused had suffered incarceration period of 07 months. Regarding the involvement of petitioner in other case and the basis of her involvement in other cases, affidavit dated 30.12.2025 has been filed in the Court stating therein the basis of arrest of petitioner in other cases as under:

Sr. No.	FIR No.	Year	Section	Police Station	Status	Basis of Arrest
1	180	2015	454, 380, 411, 120-B IPC	DLF-I Gurugram	Under Trial	On secret information
2.	388	2015	454, 380 IPC	DLF-I Gurugram	Convicted	Disclosure statement in Case FIR No. 180/2015 PS DLF-1 Gurugram
3.	740	2015	380 IPC	DLF-I Gurugram	Acquitted	Disclosure statement in Case FIR No. 180/2015 PS DLF-1 Gurugram
4.	16	2016	380, 34 IPC	Sushant Lok Gurugram	Acquitted	Disclosure statement in Case FIR No. 180/2015 PS DLF-1 Gurugram



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5.	490	2015	380 IPC	Sector-140 Gurugram	Under Trial	Disclosure statement in Case FIR No. 16/2016 PS Sushant Lok Gurugram
6.	1151	2015	381 IPC	Sadar, Gurugram	Acquitted	Disclosure statement in Case FIR No. 180/2015 PS DLF-1 Gurugram
7.	08	2016	381 IPC	Sadar Gurugram	Acquitted	Disclosure statement in Case FIR No. 180/2015 PS DLF-1 Gurugram
8.	36	2016	380 IPC	Sector 55-56 Gurugram	Acquitted	Disclosure statement in Case FIR No. 16/2016 PS Sushant Lok Gurugram
9.	106	2013	381 IPC	Sector 55-56 Gurugram	Under Trial	By name in FIR
10.	399	2015	380 IPC	Sector 55-56 Gurugram	Under trial	Disclosure statement in Case FIR No. 180/2015 PS DLF-1 Gurugram
11.	694	2015	380 IPC	Sector 7-8 Faridabad	Convicted	Disclosure statement in Case FIR No. 180/2015 PS DLF-1 Gurugram
12.	559	2015	380 IPC	Sector 31 Faridabad	Acquitted	Disclosure statement in Case FIR No. 589/2015 PS Sector 31 Faridabad
13.	560	2015	380 IPC	Sector 31 Faridabad	Convicted	Disclosure statement in Case FIR No. 589/2015 PS Sector 31 Faridabad
14.	589	2015	380 IPC	Sector 31 Faridabad	Discharged	Disclosure statement in Case FIR No. 180/2015 PS DLF-1 Gurugram
15.	23	2016	380 IPC	Sector 31 Faridabad	Acquitted	Disclosure statement in Case FIR No. 589/2015 PS Sector 31 Faridabad
16.	506	2022	457, 380, 34	Chandni Bag	Under Trial	By name in FIR



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			IPC	Panipat		
17.	937	2022	380, 411, 34 IPC	Indrapuram (Gaziabad) UP	Under Trial	On Secret Information
18.	233	2013	380,411 IPC	Lajpat Nagar Delhi	Under Trial	By name in FIR
19.	115	2017	380, 34 IPC	Safdarjung Enclave South Delhi	Under Trial	By name in FIR
20.	97	2017	380, 34 IPC	Rajouri Garden Delhi	Under Trial	By name in FIR
21.	16	2017	381, 34 IPC	Greater Kailesh Delhi	Acquitted	By name in FIR
22.	32	2017	381, 34 IPC	Karol Bag Central Delhi	Under trial	Record not found due to Case file is not available in PS
23.	518	2017	380, 34 IPC	Mangolpuri Delhi	Under Trial	-do-
24.	173	2017	380, 34 IPC	Dwarka North Delhi	Under Trial	-do-
25.	200	2017	380,34 IPC	Punjabi Bag West Delhi	Under Trial	-do-
26.	227	2017	380 IPC	Hari Nagar Delhi	Under Trial	-do-
27.	56	2017	380, 34 IPC	Greater Kailesh Delhi	Under Trial	-do-
28.	416	2016	381, 34 IPC	New Friends Colony Delhi	Convicted	-do-

4. However, in routine, such like petitions, wherein the petitioner having repeated allegations and antecedents of committing thefts same are not to be considered for the purpose of bail. Taking into consideration that the petitioner is a woman and in many of the cases she has been involved as accused on the basis of disclosure statement and that she is inside jail for the last more than a period of 01 year, 01 month; the petitioner is a mother of four minor children, who are being looked after by an old aged woman i.e. mother-in-law of the petitioner, thus, company of the petitioner alongwith the children is very much required, and also that the trial is to be conducted before the Court of Magistrate and out of total 20 prosecution witnesses only two witnesses have been examined, the petitioner can



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not be detained for indefinite period because of the porlonged/delayed proceedings in trial. However, conditions are required to be imposed, therefore, taking into consideration all the circumstances, prayer made in the present petition is **allowed**. Petitioner is ordered to be released on bail, subject to her furnishing bail/surety bonds to the satisfaction of the learned trial Court/ Chief Judicial Magistrate/ Illaqa Magistrate/ Duty Magistrate concerned, if not required in any other case.

8. However, it is directed that every week once on Saturday or Sunday, the petitioner would appear before the Incharge of Police Station of the area where the present case is registered to get her presence marked. While going to mark her presence at Police Station, she may accompany any responsible person from the family. In case any such offence of theft is found wherein she is found involved, immediately prosecution would move an application for cancellation of bail.

9. Needless to observe that the petitioner shall not extend any threat and shall not influence any prosecution witness in any manner directly or indirectly.

10. The observation made here-in-above shall not be construed as an expression of opinion on the facts of the case and the Trial Court is expected to decide the case on the basis of complete evidence available on record.

11. It is further made clear that if, in future, petitioner is directly found indulged in similar kind of activities, this order shall be deemed to be cancelled.

12. Petition stands **disposed of**.

Misc. application(s), if any, also stand disposed of.

January 12, 2026

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(SANJAY VASHISTH)
JUDGE

Whether Speaking/Reasoned: YES/NO
Whether Reportable: YES/NO