



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

247

CRM-M-22317-2025

Date of decision: 23<sup>rd</sup> July, 2025

Sunita @ Sunita Rani

...Petitioner

Versus

State of Punjab

...Respondent

**CORAM: HON'BLE MRS. JUSTICE MANISHA BATRA**

Present: Mr. Naresh Kalia, Advocate for the petitioner.

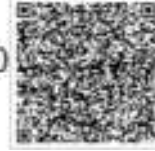
Mr. Roshandeep Singh, Assistant Advocate General, Punjab.

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**MANISHA BATRA, J (ORAL):-**

The present petition has been filed under Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (for short 'BNSS') by the petitioner seeking grant of regular bail in case bearing FIR No. 141 dated 06.12.2022 registered under Sections 465, 467, 468, 471, 120-B of IPC at Police Station Shimlapuri, District Ludhiana.

2. The aforementioned FIR was registered on the basis of a complaint submitted by the complainant Kamaljeet Singh alleging that his father Sh. Darshan Singh owned a residential house and lived there alone. He had let out a portion of the said house to the present petitioner. A lease agreement was also executed in this regard. After the death of his father, the petitioner got prepared a false certificate of her marriage with the father of the complainant on 14.06.2021. Even photographs of his father on this certificate affixed by editing and his signatures were also forged. On the

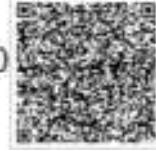


basis of that certificate, the petitioner filed a civil suit claiming her right over the house left by the father of the complainant. When the complainant came to know about this fact, she withdrew the said suit and filed another suit on the basis of a will 09.11.2021 alleged to have been executed by father of the complainant. He alleged that even the said will was a forged and fabricated document. By further alleging that the petitioner had committed offences of cheating and forgery, the complainant prayed for taking action in the matter. After registration of the FIR, investigation proceedings were initiated. The petitioner was arrested on 11.02.2025. Investigation now stands completed and she is facing trial for commission of the aforementioned offences.

3. It is argued by learned counsel for the petitioner that she has been falsely implicated in this case. She has been in custody since long. The trial will take considerable time to conclude. The subject offences are triable by Magistrate. A compromise had been arrived at between the petitioner and the complainant and to comply with the terms of the same, the petitioner had withdrawn the civil suit filed by her. However, the complainant played smart and did not get the FIR of this case quashed and rather committed fraud with her. Her further incarceration would not serve any useful purpose. She has clean antecedents. It is, therefore, urged that the petitioner deserves to be released on bail.

4. Status report has been filed. It is argued by learned State counsel that keeping in view the gravity of the allegations as levelled against the petitioner, she does not deserve to be released on bail.

5. Rival contentions raised by learned counsel for the parties have been considered.



6. The petitioner is alleged to have made an attempt to usurp the residential house belonging to the father of the complainant on the basis of forged and fabricated marriage certificate and will. She is also alleged to have used these documents in civil litigation initiated by her. Investigation has however, now been completed. Trial will take time. The offences for which she has been booked are triable by Magistrate. Neither of the twelve prosecution witnesses has been examined. The petitioner does not have any criminal antecedents. In such circumstances, this Court is of the considered opinion that no useful purpose would be served by detaining the petitioner in custody anymore. Moreso, it is well settled proposition of law that bail is the rule and jail is an exception. As such, the petition is allowed and the petitioner is ordered to be released on bail subject to her furnishing personal/surety bonds to the satisfaction of the Chief Judicial Magistrate/Duty Magistrate concerned.

7. It is, however, clarified that the observations made hereinabove shall not be construed as an expression of opinion on the merits of the case.

8. Since the main petition has been allowed, pending application, if any, is rendered infructuous.

**[MANISHA BATRA]**  
**JUDGE**

**23<sup>rd</sup> July, 2025**

*Parveen Sharma*

1. *Whether speaking/ reasoned* : *Yes / No*  
2. *Whether reportable* : *Yes / No*