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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-64289-2024(O&M)

Date of Decision: 09.01.2025

Baljinder Kaur

....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE JASGURPREET SINGH PURI

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

Mr. Malkiat Singh, DAG, Punjab.

Mr. R.V.S. Chugh, Advocate, for the complainant.

JASGURPREET SINGH PURI, J. (Oral)

1. The present petition has been filed under Section 483 of BNSS for grant of regular bail to the petitioner in FIR No.59 dated 07.04.2024, under Sections 376, 420, 468, 465, 471, 120-B IPC, registered at Police Station Lambi, District Shri Muktsar Sahib.

2. Learned counsel appearing on behalf of the petitioner submitted that the petitioner is a lady of the age of 48 years and she has already faced incarceration for 8 months and 17 days. He submitted that the investigation of the case has already been completed and thereafter, challan has been presented and even otherwise also, the allegations against the petitioner were that she alongwith her son had duped the complainant for Rs. 32,00,000/- and so far as the allegations of Section 376 IPC are concerned, the same are not attributable to the petitioner. He submitted that



since the investigation of the case is complete and no recovery is to be effected from the petitioner, she may be considered for grant of regular bail.

3. On the other hand, Mr. Malkiat Singh, DAG, Punjab has submitted that so far as the custody of the petitioner is concerned, the same is correct and it is also correct that investigation of the case has been completed and thereafter, challan has been presented.

4. Mr. R.V.S. Chugh, learned counsel has appeared on behalf of the complainant and has submitted that the petitioner was in connivance with the other co-accused who is her own son namely, Navjot Singh and due to her connivance, she may not be granted regular bail.

5. I have heard the learned counsels for the parties.

6. The petitioner is stated to be a lady of the age of 48 years and she is in custody for 8 months and 17 days. The allegation against the petitioner was that she alongwith her son had committed a fraud upon the complainant and duped an amount of Rs.32,00,000/- on the pretext of sending the complainant to Canada. This Court is of the view that considering the allegations against the petitioner with regard to conspiracy and connivance, the fact that the investigation of the case has already been completed and challan has been presented and the trial of the case may take long time and also the fact that the petitioner is a lady of the age of 48 years, this Court deems it fit and proper to grant regular bail to the petitioner.

7. Consequently, the present petition is allowed. The petitioner shall be released on regular bail subject to furnishing bail bonds/surety to the satisfaction of the learned trial Court /Duty Magistrate concerned.



8. However, anything observed hereinabove shall not be treated as an expression of opinion on merits of the case and is meant for the purpose of deciding the present petition only.

09.01.2025

rakesh

(JASGURPREET SINGH PURI)

JUDGE

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