



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

222

CRM- M No.45311 of 2025
DATE OF DECISION : 25th AUGUST, 2025

Komal Jangra

.... Petitioner

Versus

State of Punjab

.... Respondent

CORAM : HON'BLE MR. JUSTICE YASHVIR SINGH RATHOR

* * * *

Present : Mr. Amit Dhawan, Advocate for the petitioner.

Mr. Rahul Jindal, AAG, Punjab.

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YASHVIR SINGH RATHOR, J. (Oral)

1. Petitioner is praying for regular bail in case FIR No.215, dated 14.12.2018, registered at Police Station Division No.4, District Commissionerat, Jalandhar, under Sections 406, 420, 465, 468, 471, 120-B IPC (Section 467 IPC, added later on).
2. Upon notice State counsel has appeared and has opposed the bail. Both the parties have been heard and material placed on the file has been perused.
3. Perusal of the record shows that petitioner was initially released on anticipatory bail in the present FIR. However, offence under Section 467 IPC was subsequently added and when she was apprehending her arrest, she again moved an application for grant of anticipatory bail and she was ordered to be released on ad interim anticipatory bail, subject to her joining the investigation. However, she could not join investigation and the bail application was dismissed in



default and thereafter, she was declared a proclaimed person vide order dated 01.06.2023. The petitioner then approached the High Court by way of CRM-M-31035-2023 challenging the order vide which she was declared a proclaimed person but the petition was dismissed vide order dated 01.07.2025 and she was directed to surrender within seven days and move an application for bail before the trial Court and the trial Court was directed to decide the same within two days. Petitioner surrendered before the trial Court and applied for bail. However, the bail application has been dismissed vide order dated 07.08.2025 with the observation that she has delayed the trial by six years and in case, she is released on bail, she may misuse the concession of bail.

4. Learned counsel for the petitioner argued that the petitioner could not join the investigation after offence under Section 467 IPC was added as she was ill during Covid-19 pandemic and has placed on file various medical slips. He further argued that the petitioner is having 2 year old son and there is no one to look after him. Learned counsel prayed that she may be released on bail and she undertakes to appear before the trial court regularly and will not misuse the concession of bail.

5. On the other hand, learned State counsel has opposed the bail and has argued that petitioner has hampered the trial. Her husband had been appearing before the trial court and she remained absent for about six years as a result of which trial could not proceed and possibility of her absconding again cannot be ruled out. The petitioner thus does not deserve the concession of bail.



6. The petitioner is having two years old son whose date of birth certificate has been placed on file as Annexure P-6 and she has to look after and take care of the minor child. Her husband is also accused in this case who is regularly appearing before the trial court. She had been granted anticipatory bail but could not join investigation after the *ad interim* anticipatory bail was granted due to Covid-19 pandemic. Medical record of her illness due to Covid-19 has also been placed on file. Ultimately, she was declared a proclaimed person. Now she has surrendered and is in custody and in these circumstances, further detention of the petitioner is not required. However, stringent conditions can be imposed by the trial court so as to secure her presence during the trial.

7. Having regard to the aforesaid factual position, but without commenting anything upon the merits of the case, the present petition is allowed and the petitioner is admitted to regular bail and she is ordered to be released on bail on her furnishing bail bond and surety bond to the satisfaction of learned Trial Court/Duty Magistrate concerned, on usual terms and conditions.

25th August, 2025
'raj'

(YASHVIR SINGH RATHOR)
JUDGE

<i>Whether speaking/reasoned:</i>	<i>Yes</i>	<i>No</i>
<i>Whether Reportable:</i>	<i>Yes</i>	<i>No</i>