

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

**Crl. Misc. No.M-31316 of 2015
Date of decision : 24.09.2015**

Ninder Kaur and another

.....Petitioner(s)

Versus

State of Punjab

...Respondent(s)

CORAM: HON'BLE MRS. JUSTICE ANITA CHAUDHRY

Present: Mr. S.P.S. Sidhu, Advocate
for the petitioner(s).

Mr. V.P.S. Sidhu, AAG, Punjab.

ANITA CHAUDHRY, J(ORAL)

The petitioners are seeking regular bail in FIR No.49 dated 09.04.2015, registered under Sections 302, 307, 341, 148, 149 IPC and Section 25 of Arms Act, Police Station Bhikhiwind, District Tarn Taran.

Heard.

The counsel for the petitioners contends that the only role attributed to the petitioners is that they had raised lalkara and they were empty handed. It was urged that the occurrence had taken place outside the village and thereafter, the second incident occurred inside the village and the entire family has been named and there could be no common intention. Counsel urges that all the persons who were named have been arrested. Counsel further contends that the petitioners were arrested on 09.04.2015 and the prosecution had filed a discharge application seeking discharge of the petitioners which was not accepted and the case is now fixed for framing of charge.

The State counsel does not dispute that an application seeking discharge of the petitioners had been filed.

The only role attributed to the petitioners is that they had raised lalkara. They were empty handed. Challan has already been presented. The trial would take long time to conclude. Without commenting upon the merits of the case, the petition is allowed and the petitioners are directed to be released on regular bail on execution of adequate personal and surety bonds to the satisfaction of trial Court/Duty Magistrate.

24.09.2015

sunil

**(ANITA CHAUDHRY)
JUDGE**