

**HIGH COURT FOR THE STATES OF PUNJAB & HARYANA AT
CHANDIGARH**

CRM-M-35710-2015 (O&M)

Date of decision: 29.10.2015

Jagjit Kaur

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE RAMESHWAR SINGH MALIK

1. To be referred to the Reporters or not ?
2. Whether the judgment should be reported in the Digest ?

Present: Mr. Amandeep Rana, Advocate for the petitioner.
Mr. Daljeet Singh Virk, AAG, Punjab.

RAMESHWAR SINGH MALIK, J. (Oral)

Petitioner seeks bail pending trial in FIR No.41 dated 25.6.2015 registered under Sections 306 and 34 of the Indian Penal Code at Police Station GRP, Sangrur.

Learned counsel for the petitioner places reliance on two orders passed by this Court vide Annexures P-2 and P-3, whereby identically placed co-accused of the present petitioner were granted the concession of pre-arrest bail by this Court. He prays for allowing the present petition.

Learned counsel for the State, on instructions from ASI Sukhwinder Singh, Police Station GRP, Sangrur, submits that petitioner is not entitled for bail pending trial, because allegations against the petitioner were direct and serious. He prays for dismissal of the instant petition.

Having heard the learned counsel for the parties and after careful perusal of the record of the case, this Court is of the considered opinion that keeping in view the peculiar facts and circumstances of the case, petitioner has been found entitled for bail pending trial. It is so said,

because despite making his best efforts, learned counsel for the State could not distinguish the case of the present petitioner from that of her other co-accused, who were granted the concession of pre-arrest bail by this Court vide Annexures P-3 and P-4. Further, since the report under Section 173 (2) Cr.P.C. is yet to be presented to the Court, conclusion of trial will take some time.

In view of the above and without commenting anything further on the merits of the case, lest it should prejudice the rights of either of the parties, instant petition is allowed. Petitioner is directed to be released on bail pending trial on her furnishing adequate bail bonds/surety bonds to the satisfaction of learned trial Court.

Disposed of, accordingly.

29.10.2015
mks

(RAMESHWAR SINGH MALIK)
JUDGE