

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

**CRM-M No.35898 of 2015 (O&M)
Date of Decision: 23.12.2015**

Swarn Kaur and another

..... Petitioners

Vs.

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE JASWANT SINGH

Present: Mr. Prateek Pandit, Advocate for the petitioners.

Mr. Kirat Singh Sidhu, Deputy Advocate General, Punjab
for the respondent/State assisted by A.S.I. Harjit Singh.

Mr. Vivek K. Thakur, Advocate for the complainant.

JASWANT SINGH, J. (Oral)

Present 2nd petition under Section 439 Cr.P.C. on behalf of two petitioners (husband and wife) is for grant of regular bail in case FIR No.186 dated 30.09.2014, under Sections 302, 34 of the Indian Penal Code, registered with Police Station Sultanpur Lodhi, District Kapurthala (**Annexure P-1**).

At the outset, learned Counsel for the petitioners prays for permission to withdraw the present petition qua petitioner No.2-Sukhdev Singh. Prayer is accepted. Present petition stands dismissed as withdrawn qua him.

It is contended that a false case has been foisted upon petitioner No.1-Swarn Kaur, apart from the fact that only a *Lalkara* is attributed to Swarn Kaur since the complainant party were falsely blaming the sons of Swarn Kaur for teasing the wife of the complainant. It is further submitted that she is 50 years' old lady and is in custody since 01.10.2014.

Learned State Counsel, assisted by A.S.I. Harjit Singh, submits that the out of 17 prosecution witnesses, 08 witnesses have been examined.

Without commenting on the merits of the case, keeping in view the custody period, the age of petitioner No.1-Swarn Kaur and the fact that trial is not likely to be concluded in near future, this Court finds that petitioner No.1/accused-Swarn Kaur deserves the concession of regular bail and as such she is ordered to be released on bail to the satisfaction of CJM/Duty Magistrate, Kapurthala.

Disposed of.

December 23, 2015

Gagan

(JASWANT SINGH)
JUDGE