

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

CRM-M No. 12493 of 2016 (O&M)

Date of Decision: 21.04.2016

Paramjit Kaur alias Pammi

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE JASWANT SINGH

Present: Mr. S.K. Chawla, Advocate
for the petitioner.

Mr. Mikhail Kad, Assistant Advocate General, Punjab
for the respondent/State assisted by ASI Baldev Singh.

Mr. Sukhmeet Singh, Advocate
for the complainant.

JASWANT SINGH, J. (ORAL)

Prayer in this petition under Section 439 of the Code of Criminal Procedure, is for grant of regular bail on behalf of the petitioner/accused-Paramjit Kaur alias Pammi in case FIR No. 0043, dated 19.02.2016, for offences punishable under Sections 307, 324, 323, 148, 149, 379 of the Indian Penal Code and Sections 25, 27, 54, 59 of Arms Act, registered at Police Station Kotwali, City Faridkot.

As per allegations of the complainant-Gurdev Singh, on the day of occurrence on 19.02.2016 at around 12.30 p.m., when he and his son Gurdit Singh were present in their shop, Rohit Madan armed with *Kirpan*, Harmanpreet Singh alias Keera armed with pistol, Sumit Bajaj alias Laddi armed with *Kirpan*, Jajji armed with *Gandasa*, Joni armed with *Kirpan* alongwith 15-20 boys armed with deadly weapons came at their shop, and, thereafter, inflicted 23 injuries upon Gurdit Singh.

The name of present petitioner has surfaced on the statement of injured-Gurdit Singh, recorded under Section 161 Cr.P.C. on 21.02.2016, as per which the role attributed to the petitioner/accused is of hurling abuses to the injured while others were inflicting injuries.

Learned counsel for the petitioner contends that eye-witness/complainant has not shown the presence of any lady at the time of launching of the attack by the accused party, even the *Lalkara* is attributed to one of co-accused/non-applicant-Rohit Madan. He further contends that the petitioner is in custody since 21.02.2016 and investigation qua her are over.

Learned State Counsel assisted by ASI Baldev Singh, is unable to refute the aforesaid factual position.

Learned counsel for the complainant has opposed the grant of bail to the petitioner.

Without commenting on the merits of the case, keeping in view the facts noticed above; custody period of the petitioner and the petitioner is a lady, no useful purpose would be served by keeping the petitioner/accused in custody, the present petition is allowed and the petitioner is ordered to be released on bail subject to satisfaction of Chief Judicial Magistrate/Duty Magistrate concerned.

April 21, 2016

'dk kamra'

**(JASWANT SINGH)
JUDGE**