

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

(201)

CRM-M-15677-2015

Decided on: January 14, 2016.

Sukhwinder Kaur

.... Petitioner

Versus

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE M.M.S. BEDI

Present: Mr. Harinder Singh, Advocate, for the petitioner.

Mr. T.N. Sarup, Addl. A.G., Punjab.

Mr. D.S. Sandhu, Advocate, for the complainant.

M.M.S. BEDI, J (ORAL)

Petitioner is a lady who seeks concession of pre-arrest bail in a case registered at the instance of Jasvir Kaur alleging that the petitioner along with 8-9 other co-accused had attacked the complainant with 'soties' and 'spades'.

During course of arguments, it transpires that a cross-case has also been registered against the complainant party.

Learned counsel for the complainant has intervened to oppose application for pre-arrest bail contending that the petitioner has committed a serious crime by inflicting injuries with a 'spade' on the person of Bachittar Singh.

I have heard learned counsel for the petitioner as well as learned counsel for the complainant and gone through the police file.

The petitioner being a lady is not required for custodial interrogation, especially, when she has not been attributed grievous injury and was merely armed with danda.

Petition is allowed It is ordered that in case of arrest of petitioner, he will be released on bail to the satisfaction of the arresting officer subject to the conditions as envisaged under Section 438(2) Cr.P.C.

(M.M.S. BEDI)
JUDGE

January 14, 2016
harsha