

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

CRM-M No.18260 of 2016

Date of decision: 22nd July, 2016

Gurmeet Kaur @ Dalbir Kaur

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE FATEH DEEP SINGH

Present: Mr. B.S. Bhalla, Advocate
for the petitioner.

Mr. C.S. Brar, Dy. Advocate General, Punjab
for the respondent/State.

FATEH DEEP SINGH, J. (ORAL)

Allegations against the petitioner Gurmeet Kaur @ Dalbir Kaur in this petition filed under Section 439 Cr.P.C. seeking regular bail in case FIR No.51 dated 16.03.2016 registered at Police Station Kamboj, District Amritsar under Sections 307/332/186/353/224/225/324/323/148/149 IPC and Section 25 of the Arms Act, are that she along with her co-accused/non-applicants had assaulted Roshan Singh @ Roshi.

As has been contended by learned counsel for the petitioner, the lone injury attributed to the petitioner, who is an aged lady almost 60 years old, is a simple Danda blow on the left ankle, which is simple in nature, and that it is only the intention attributable to the accused for

which offence under Section 307 IPC has been added. The factual aspect could not be disputed by the learned State counsel.

In view of the debatable point as to the applicability of Section 307 IPC and that the petitioner is in custody since 17.03.2016 coupled with the fact that investigation and the trial will take a long time to conclude, this Court is of the opinion that further detention of the petitioner in the present case is un-warranted. Accordingly, she is ordered to be released on regular bail to the satisfaction of Chief Judicial Magistrate/ Duty Magistrate, Amritsar.

The present petition stands disposed off accordingly.

(FATEH DEEP SINGH)
JUDGE

July 22, 2016
rps