

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

**CRM-M No. 39965 of 2016
Date of Decision: 08.12.2016**

Kamaljit Kaur

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. Sarbjit Singh, Advocate
for the petitioner.

Mr. Arshdeep S. Kler, DAG, Punjab.

JAISHREE THAKUR, J. (Oral)

Petitioner Kamaljit Kaur has filed the present petition under Section 439 Cr.P.C. for grant of regular bail in case FIR No. 257 dated 13.09.2016, under Sections 307, 354, 323, 506 and 34 of the IPC read with Section 25 of the Arms Act, registered at Police Station Sultanwind, District Police Commissionerate, Amritsar.

Counsel for the petitioner contends that a dispute arose between Kamaljit Kaur-petitioner herein and Kamla on account of drainage of water coming out of the house of the latter one and in that fight, the fire arm injury was sustained by a neighbour who came to rescue Kamla. Counsel for the petitioner further contends that the fire arm injury was not at the behest of the petitioner and the petitioner has been in custody since 14.09.2016.

Notice of motion.

Mr. Arshdeep S. Kler, DAG, Punjab has appeared on behalf of respondent-State and contested the bail application. Heg does not dispute the

fact that the fire arm injury sustained was not at the hands of the petitioner. Balbir Singh, husband of the petitioner, is already in custody and the fire arm injury was attributed to him.

In view of the fact that that the fire injury was not attributed to the petitioner and she is in custody since 14.09.2016 and further that the trial is likely to take some time, no useful purpose would be served by keeping the petitioner in custody furthermore.

Therefore, keeping in view the facts and circumstances of the present case and without expressing any opinion on the merit of the case, the present petition is accepted and the petitioner is ordered to be released on regular bail on his furnishing bail bonds and surety bonds to the satisfaction of Chief Judicial Magistrate/learned trial Court concerned.

Petition stands disposed of.

December 08, 2016

Ansari

**(JAISHREE THAKUR)
JUDGE**

Whether speaking/reasoned

Yes

Whether reportable

No