

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

**CRM-M-29287-2018
Date of decision: 20.07.2018**

Sarabjit Kaur

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- Ms. Gursharan K. Mann, Advocate
for the petitioner.

Mr. Sidakmeet Sandhu, DAG, Punjab.

ARVIND SINGH SANGWAN, J. (Oral)

This petition has been filed under Section 439 of the Code of Criminal Procedure for grant of regular bail to the petitioner in case FIR No. 56 dated 17.04.2018, registered under Sections 457, 380, 379-B, 342, 506 read with 34 of the IPC at Police Station Sultanwind, District Police Commissionerate, Amritsar.

Learned counsel for the petitioner submits that on the disclosure statement of co-accused Kalu, the recovery of the stolen articles was effected from the house of the petitioner. Learned counsel for the petitioner further submits that petitioner is a household lady and she is not involved in any other case. It is further submitted that the petitioner is in judicial lock up since 27.04.2018 and in fact, the petitioner, vide rent agreement (Annexure P-2), had given a portion of her house on 11 months' lease to co-accused Kalu i.e. from February, 2018 to January, 2019 and in the intervening period, the said offence has been committed.

Learned counsel for the petitioner further submits that except

for the disclosure statement of co-accused Kalu, there is no evidence against the petitioner and conclusion of the trial will take some time.

Learned State counsel, assisted by ASI Nirmal Singh, files custody certificate which is taken on record. As per custody certificate, the petitioner is not involved in any other case and she is in judicial lock up since 27.04.2018.

I have heard learned counsel for the parties.

Without commenting upon the merits of the case, considering the facts that the petitioner is a lady; she has defence that she has given a portion of her house on rent to the co-accused on whose disclosure, the recovery was effected; the trial is likely to take some time and also in view of the fact that she is in judicial lock up since 27.04.2018; the instant petition is allowed. The petitioner is ordered to be released on regular bail on her furnishing bail/surety bonds to the satisfaction of the trial Court/Duty Magistrate, concerned.

July 20, 2018

Waseem Ansari

**(ARVIND SINGH SANGWAN)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No