

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-37799-2018 (O&M)

Date of decision : 13.11.2018

Neelam

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM : HON'BLE MR. JUSTICE KULDIP SINGH

Present:- Mr. Veenet Sharma, Advocate for the petitioner.

Ms. Sunint Kaur, AAG, Punjab.

1. *Whether the Reporters of local newspaper may be allowed to see the judgment ?*
2. *To be referred to the Reporter or not.*
3. *Whether the judgment should be reported in the digest ?*

KULDIP SINGH J. (ORAL)

Heard.

Petitioner- Neelam has filed this petition under Section 439 of the Code of Criminal Procedure, 1973, for grant of regular bail in case FIR No. 126 dated 13.7.2018 under Sections 363 of Indian Penal Code (for short 'the IPC) (Section 363-A IPC added lateron) registered at Police Station Cantonment, Amritsar City, District Amritsar.

It comes out that one year old child was found in the possession of the accused-petitioner for which she was arrested under Section 363 of IPC in which Section 363-A of IPC was added lateron.

Learned counsel for the petitioner contends that it is on the basis of confessional statement of the petitioner that Section 363-A of IPC has been added. In fact the child was handed over to her by one Swaran Singh @ Laddi who is a proclaimed offender and could not be arrested.

In this case, petitioner was arrested on 13.7.2018 and challan has been presented on 7.9.2018. Offences are triable by the Court of Magistrate Ist Class.

Since the disposal of challan will take time, therefore, there is no ground for further detention of the petitioner. Accordingly, the present petition is allowed and the petitioner is ordered to be released on bail on her furnishing personal bonds in the sum of Rs. 50,000/- with one surety of the like amount to the satisfaction of the trial Court.

Application stands allowed accordingly.

(KULDIP SINGH)
JUDGE

13.11.2018
preeti

Whether speaking / reasoned
Whether Reportable:

Yes/No
Yes/No