

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

Crl. Misc.M- 39840-2018 (O&M)

Date of Decision: September 17, 2018

Khushia Bai and another

...Petitioners

Versus

State of Punjab

...Respondent

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. Parminder Singh Rai, Advocate
for the petitioners.

Ms. Rajni Gupta, Sr. DAG, Punjab.

JAISHREE THAKUR, J. (Oral)

The instant petition has been filed under Section 439 Cr.P.C. for grant of regular bail to the petitioners in case FIR No. 206 dated 11.08.2018, under Sections 363, 366-A, 324, 323, 148, 149, 120-B of Indian Penal Code, registered at Police Station Sadar Ferozepur, District Ferozepur.

Learned counsel for the petitioner contends that both the petitioners are relatives of one Balwinder Singh, who solemnised the marriage with the daughter of the complainant. Balwinder Singh and the daughter of the complaint also approached this Court by way of CRM-M-35438-2018 seeking protection of their life and liberty and non-interference in their married life, which was granted to them. Learned counsel for the petitioners further contends that the petitioners herein were taken into custody in the aforesaid FIR on 12.08.2018. It is submitted that the

petitioners have been falsely implicated in the present case and that the conclusion of trial will take sufficient time, therefore, the petitioners are entitled to be enlarged on bail.

Per contra, learned counsel appearing on behalf of respondent-State, on instructions from the Investigating Officer, opposes the grant of regular bail to the petitioners, while submitting that offences alleged against the petitioners are serious in nature, however, she does not dispute the fact that Balwinder Singh and the daughter of the complainant have solemnised the marriage and have been granted protection by this Court.

I have heard learned counsel for the parties.

Since, the trial is likely to take some time and in view of the facts that that the petitioners herein has been in custody since 12.08.2018 and that that the daughter of the complainant and Balwinder Singh have solemnised the marriage and sought protection of this Court, no useful purpose would be served in keeping the petitioner behind bars. At this stage, without expressing any opinion on the merits of this case, the instant petition is allowed and the petitioners are directed to be released on regular bail on execution of adequate personal bond and surety bond to the satisfaction of concerned trial Court/Duty Magistrate.

September 17, 2018

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**(JAISHREE THAKUR)
JUDGE**

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No