

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

Crl. Misc. M-48625 of 2018 (O&M)
Date of Decision: November 14, 2018

Jaspreet Kaur

...Petitioner

Versus

State of Punjab

...Respondent

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. P.K.S. Phoolka, Advocate
for the petitioner.

Ms. Rajni Gupta, Senior 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 petitioner in case FIR No.60 dated 04.07.2018, under Sections 306 of Indian Penal Code (later on added Section 304-B of IPC), registered at Police Station Cantt. Bathinda, District Bathinda.

Learned counsel for the petitioner contends that the petitioner herein was taken into custody in the aforesaid FIR on 04.07.2018. Apart from challenging the allegations as set out in the FIR, primary argument that has been raised is that the petitioner herein is 08 months pregnant. It is submitted that husband of the deceased Surinder Singh as well as husband of the petitioner namely Sikander Singh are in custody. It is also contended

that out of total 16 witnesses, only 02 witnesses have been examined and conclusion of trial will take sufficient time, therefore, the petitioner is 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 petitioner, however, does not dispute the fact about the pregnancy of the petitioner herein.

I have heard learned counsel for the parties.

In view of the facts that the petitioner herein has been in custody since 04.07.2018 and that trial is likely to take sufficient time to conclude since out of total 16 witnesses, only 02 witnesses have been examined, especially the fact that she is 08 months pregnant, no useful purpose would be served in keeping the petitioner behind bars. At this stage, without commenting on the merits of the case, the instant petition is allowed and the petitioner is 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.

November 14, 2018

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**(JAISHREE THAKUR)
JUDGE**

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No