

CRM-M-53264-2018

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

CRM-M-53264-2018

Date of Decision: 07.12.2018

Balwinder Kaur @ Binder Kaur and others

... Petitioners

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mrs.Satpreet Grewal Kapila, Advocate,
for the petitioners.

Mr. Pawan Sharda, Sr. DAG, Punjab.

INDERJIT SINGH, J. (Oral)

Petitioners-Balwinder Kaur @ Binder Kaur and Tara Singh @ Darbara Singh have filed this petition under Section 439 of the Code of Criminal Procedure, 1973 for grant of regular bail in case FIR No.132 dated 30.10.2018, registered at Police Station Subhanpur, District Kapurthala, under Sections 447, 379, 436, 511, 34, 506, 120-B and 341 of IPC.

Notice of motion has been issued. Learned State counsel has appeared and contested the instant petition.

I have heard learned counsel for the petitioners as well as learned State counsel and gone through the record.

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From the record, I find that whole family of Tara Singh has been named in the FIR. The allegations are in respect of taking possession and harvesting the crop etc. No injury has been caused to anybody. The allegation under Section 436 IPC is read with Section 511 IPC.

The petitioners have been in custody since 30.10.2018. They are not required for any investigation or interrogation purposes as they are in judicial custody. The trial of case may take a long time. No useful purpose will be served by keeping the petitioners in custody till the final disposal of the case.

Keeping in view the facts and circumstances of the present case; without discussing the facts in minute detail and without expressing any opinion on the merits of the case, this criminal miscellaneous petition is allowed and the petitioners are ordered to be released on bail subject to their furnishing personal bonds in the sum of ₹50,000/- with one surety in the like amount each to the satisfaction of the trial Court/Duty Magistrate.

07.12.2018

parveen kumar

(INDERJIT SINGH)
JUDGE

Whether speaking/reasoned	:	Yes
Whether reportable	:	No