

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

CRM-M-16939-2019

Date of decision:27.5.2019

BALJIT KAUR AND OTHERS

....Petitioners

Versus

STATE OF PUNJAB

.....Respondent

CORAM : HON'BLE MR.JUSTICE GURVINDER SINGH GILL

Present: Mr. Naveen Bawa, Advocate
for the petitioners.

Ms. Rashmi Attri, AAG, Punjab
assisted SI Baljinder.

GURVINDER SINGH GILL, J. (ORAL)

1. The petitioners seek grant of anticipatory bail in respect of FIR No.50 dated 22.3.2017 under Sections 323, 324, 325, 452, 506, 427, 148, 149 of the Indian Penal Code, Police Station Gharinda, District Amritsar (Rural).
2. The FIR was registered at the instance of Kulwinder Singh wherein it has been alleged that seven persons namely Preet Singh, Baljit Kaur, Jaskaran, Vir Singh, Tehlu, Sunny and Jagtar Singh entered into the courtyard of the house of the complainant and caused injuries to the complainant Kulwinder Singh as well as to Jasbir and Partap Singh. Preet Singh was allegedly armed with '*Datar*' and caused a grievous injury to Kulwinder Singh on his face as a result of which his teeth were broken. Baljeet Kaur was unarmed

and is stated to have raised '*Lalkara*'. Sunny is alleged to be carrying bat and is stated to have caused injury to Partap Singh below the knee of his left leg. Jagtar Singh, who is alleged to be carrying '*Dang*' is stated to have caused injury to Jasbir Singh on the little finger of his right foot. Both the injuries attributed to the aforesaid Sunny and Jagtar Singh have been opined to be simple injuries. The main accused Preet Singh was ordered to be released on anticipatory bail by the learned trial Court vide order dated 19.3.2019.

3. Bearing in mind the aforesaid facts, the petitioners who were armed with a bat and a '*Dang*' and are stated to have caused simple injuries only, deserve the concession of bail on the ground of parity as well apart from the fact that the injuries attributed to them are simple injuries. The petition, as such, is accepted and the interim directions issued qua petitioner No.1-Baljit Kaur vide dated 12.04.2019 by this Court are hereby made absolute subject to the condition that the petitioner would appear before Investigating Officer as and when called upon to do so and cooperate with the Investigating Officer and shall also abide by the conditions as provided under Section 438 (2) Cr.P.C.. In the event of arrest of petitioners No.2 & 3 namely Jagtar Singh @ Tika and Sunny Singh, they shall be released on bail subject to their furnishing personal bonds and surety bonds to the satisfaction of Arresting/Investigating Officer. However, the petitioners shall join

the investigation as and when called upon to do so and cooperate with the Investigating Officer and shall also abide by the conditions as provided under Section 438 (2) Cr.P.C.

4. It is, however, clarified that none of the observations made above shall be construed to be an expression on merits of the main case.

(GURVINDER SINGH GILL)
JUDGE

27.5.2019
Gaurav Sorot

Whether reasoned / speaking?	Yes / No
Whether reportable?	Yes / No