

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

**CRM-M No.18282 of 2019 (O&M)
Date of decision : 16.05.2019**

Rajwinder Kaur @ Raj Kaur

..... Petitioner

Versus

State of Punjab

..... Respondent

A N D

CRM-M No.19010-2019

Jasvir Singh @ Soni

..Petitioner

Versus

State of Punjab

..Respondent

CORAM : HON'BLE MR.JUSTICE AJAY TEWARI

Present : Mr.J.S.Moudgil, Advocate for the petitioner(s).

Ms.Amarjit Kaur Khurana, DAG, Punjab.

AJAY TEWARI, J. (Oral)

By this common order, I will dispose of two petitions bearing
CRM-M-18282 of 2019 and CRM-M-19010 of 2019 together.

This petition has been filed under Section 438 Cr.P.C. for grant
of anticipatory bail to the petitioner in case F.I.R. No.54 dated 31.3.2019
registered under Section 61 of Punjab Excise Act, 1914 at Police Station

Sadar Sangrur District Sangrur.

The allegations are that secret information was received by the police that the petitioner and her husband indulged in the selling of illicit liquor. Raid was conducted and 108 bottles of Haryana Marka liquor was recovered from the house.

As regards the petition of Rajwinder Kaur @ Raj Kaur, learned counsel for the petitioner has argued that allegations against the petitioner are highly unbelievable.

In this case, notice of motion was issued but process fee was not filed. However, in the petition filed by husband Jasvir Singh @ Soni bearing CRM-M-19010-2019, notice had been issued and therefore, learned DAG Punjab states that he would have no objection if this case is heard.

Learned DAG, on instructions from ASI Ajaib Singh, has argued that both these petitioners are habitual of selling illicit liquor and there are many case pending against the husband Jasvir Singh @ Soni.

In my opinion, this fact strengthens the case of wife-Rajwinder Kaur @ Raj Kaur and consequently, the petition bearing CRM-M-18282 of 2019 stands allowed. In the event of arrest of the petitioner Rajwinder Kaur, she shall be released on interim bail to the satisfaction of the Investigating Officer subject to the conditions envisaged under Section 438(2) Cr.P.C. She is directed to appear before the Investigating Officer on 24.5.2019.

As regards the case of husband-Jasvir Singh @ Soni, after arguing for sometime and realizing that this Court is not inclined to grant any relief to the petitioner, counsel for the petitioner has stated that the petitioner would surrender and move an application for regular bail and a

direction be issued to the Court to decide his bail application expeditiously.

I find this to be a fair request.

In the circumstances, CRM-M-19010 of 2019 is dismissed as withdrawn. It is directed that in case the petitioner surrenders before the court on or before 24.05.2019 and moves an application for regular bail, it shall be decided expeditiously but in any case by 28.05.2019.

Since the main petitions have been decided, the pending criminal miscellaneous application, if any, also stand disposed of.

16.05.2019
Meenu

(AJAY TEWARI)
JUDGE

Whether speaking/reasoned
Whether Reportable :

Yes/No
Yes/No