

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

**CRM-M No.49569 of 2019 (O&M)
Date of Decision: 04.12.2019**

Bhupinder Kaur @ Bhide

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present: Mr. Gaagan Pradeep Singh Bal, Advocate for the petitioner.

Mr. Harpreet Singh Multani, AAG, Punjab for the respondent/State.

MAHABIR SINGH SINDHU, J. (Oral)

Present petition has been filed under Section 439 Cr.P.C. for grant of bail pending trial to the petitioner in case bearing FIR No.107 dated 30.07.2019, under Section 306 of the Indian Penal Code, 1860, registered at Police Station Sadar Ludhiana.

Contentends that petitioner is in custody since 30.07.2019; after investigation in the matter, report under Section 173 Cr.P.C. has already been submitted on 30.08.2019 and charges are yet to be framed in this case. Also contends that co-accused of the petitioner with the similar allegations have already been granted the concession of bail pending trial by this Court, vide order dated 03.10.2019 (P-4). Further contends that there is no other criminal case against the petitioner.

The above factual position is duly acknowledged by learned State Counsel, on instructions from A.S.I. Om Parkash, but opposed the present bail application.

Heard both sides and perused the paper-book.

Since petitioner is in custody since 30.07.2019; investigation is already over; charges are yet to be framed; no other criminal case is pending against her and more particularly, the co-accused with the similar allegations have already been granted the concession of bail pending trial by this Court, therefore, further incarceration of the petitioner would not serve any purpose. Consequently, without expressing any opinion on the merits of the case, the present petition is allowed. Petitioner be admitted to bail on her furnishing bail bonds and surety bonds to the satisfaction of learned trial Court/Chief Judicial Magistrate/Duty Magistrate concerned.

The above observations may not be construed as an expression of opinion on the merits of the case.

December 04, 2019
Gagan

(MAHABIR SINGH SINDHU)
JUDGE

Whether speaking/reasoned	Yes/No
Whether Reportable	Yes/No