

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

CRM-M No.12147 of 2020
Date of decision: 12th May, 2020

Veerpal Kaur & another

... Petitioners

Versus

State of Punjab & another

... Respondents

CORAM: HON'BLE MR. JUSTICE FATEH DEEP SINGH

Present: Ms. Navneet Kaur Chahal, Advocate for the petitioners.

FATEH DEEP SINGH, J. (ORAL)

The matter has been taken up through video-conferencing on account of lockdown due to outbreak of pandemic COVID-19.

Mr. Dhruv Dayal, Sr. Deputy Advocate General, Punjab puts in appearance on behalf of the State on his own.

Petitioners Veerpal Kaur mother-in-law and Rupinder Kaur sister-in-law of complainant Riya, wife of Kulwinder Singh son and brother respectively of the petitioners, have come up in this first anticipatory bail under Section 438 Cr.P.C. in case bearing FIR No.35 dated 21.03.2020 under Sections 498-A, 377, 34 IPC pertaining to Police Station Jaito, District Faridkot.

The allegations are that the complainant and Kulwinder Singh met each other in the year 2017 and entered into a wedlock in 2019 out of which the couple has been bestowed with a minor girl. After the relations between the husband and wife became sour present case has

been got registered on account of allegations of physical harassment, torture by the accused husband who is also alleged to have forced the complainant to undergo unnatural sex.

Learned counsel for the petitioners Ms. Navneet Kaur Chahal, Advocate inter alia contends that there is no specific role against the petitioners for having treated the complainant with cruelty and neither there is any medical evidence to prove the prima facie allegation under Section 377 IPC much less any role of the petitioners and rather claims that they have been falsely implicated on account of their relation with the husband.

On behalf of the State Mr. Dhruv Dayal, Sr. Deputy Advocate General, Punjab though has opposed the grant of bail but has not displaced the facts narrated by learned counsel for the petitioner.

Going through the arguments of the two sides and perusal of the records, in the light of what has come up before this Court, it is a fit case for grant of anticipatory bail as nothing is to be recovered from the petitioners and being women their joining the investigations would suffice the purpose. Accordingly, the petitioners are directed to appear before the investigating officer within a period of 15 days from the date of receipt of certified copy of this order and on their doing so the petitioners shall be released on bail to the satisfaction of the arresting/investigating officer till submission of report under Section 173 Cr.P.C. (challan). The petitioners shall continue to join investigation and

shall furnish an undertaking that they shall abide by the conditions specified under Section 438 (2) Cr.P.C. Thereafter, they will be permitted to furnish regular bail bonds to the satisfaction of the trial Court.

The petition stands disposed off accordingly.

(FATEH DEEP SINGH)
JUDGE

May 12, 2020
rps

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