

CRM-M-16423-2020

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

CRM-M-16423-2020 (O & M)

Date of decision: 09.09.2020

Jaswinder Kaur @ Jasleen @ Jass

...Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present:- Mr. D.S.Pheruman, Advocate,
for the petitioner.

Mr. H.S.Sitta, AAG, Punjab.

Mr. Nitin Sharma, Advocate,
for respondent No.2.

HARNARESH SINGH GILL, J. (ORAL)

Case is taken up for hearing through video conferencing.

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Allowed as prayed for. Annexure P-9 is taken on record,
subject to all just exceptions.

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Through this petition, the petitioner seeks regular bail in case
FIR No.67 dated 07.12.2019, registered at Police Station Verka, District
Police Commissionerate Amritsar, under Sections 342, 323, 344, 346, 370,
370-A, 120-B and 376-E (added later on) of the Indian Penal Code and

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Sections 3 and 4 of the Immoral Traffic (Prevention) Act, 1956.

Learned counsel for the petitioner contends that there are no specific allegations against the petitioner and rather, the same are general and vague in nature. He further contends that initially, the complainant was working in the house of Balwinder Kaur, mother of the petitioner, but she had left with one neighbour to Himachal Pradesh. After sometime, she again joined the house of Balwinder Kaur and later, got the present FIR registered. He also points out that in the present case, a compromise has been effected and now, the complainant has sworn an affidavit dated 28.05.2020 (Annexure P-9) deposing therein that the present FIR was registered under misconception and not intentionally. He further contends that on the basis of the compromise, co-accused, namely Balwinder Kaur, has since been granted the benefit of anticipatory bail by a Coordinate Bench, vide order dated 12.05.2020 passed in CRM-M-12135-2020.

Per contra, learned State counsel opposes the prayer made in the present petition. However, he does not dispute the factum of granting the benefit of anticipatory bail to co-accused, Balwinder Kaur, by the Coordinate Bench, on the basis of compromise.

I have heard the learned counsel for the parties.

The petitioner has been in custody since 08.12.2019. Trial of the case would take time to conclude. Therefore, no useful purpose would be served by keeping the petitioner behind the bars.

In view of the above, without commenting anything on the merits, lest it should prejudice the case of either side, the present petition is allowed and the petitioner is ordered to be released on bail on her

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furnishing bail and surety bonds to the satisfaction of the learned trial
Court/Duty Magistrate.

09.09.2020

parveen kumar

(HARNARESH SINGH GILL)
JUDGE

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