

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH
CRM M-17952 of 2020 (O&M)
Date of Decision: July 09, 2020**

Kulwinder Kaur and othersPetitioners
Versus
State of Punjab Respondent

CORAM : HON'BLE MR. JUSTICE FATEH DEEP SINGH

Present : Mr. Sahil Puri, Advocate
for the petitioner.

Mr. Pawan Sharda, Sr. DAG, Punjab.

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. Pawan Sharda, Sr. DAG, Punjab puts in appearance on behalf of the State on his own.

Petitioners Kulwinder Kaur, Gurmeet Singh @ Gurmail Singh, Mandeep Singh @ Deepu and Ranjit Kaur who are accused in case bearing FIR No. 130 dated 16.04.2020 under Sections 323, 354, 354-B, 328, 452, 188, 506, 148 and 149 of Indian Penal Code registered at Police Station City Kapurthala, District Kapurthala as well as GD No. 40 dated

16.04.2020 under Sections 323, 354-B, 328, 452, 188, 506, 148 and 149 of IPC registered at Police Station City Kapurthala have come up in this first anticipatory bail application under Section 438 Cr.P.C.

Upon hearing Mr. Sahil Puri, Advocate for the petitioner and Mr. Pawan Sharda, Sr. DAG, Punjab, learned State counsel and perusal of records. The allegations have come about by the couple Kajalpreet and her husband Ravi alleging that the petitioners alongwith their co-accused-non-applicants assaulted them by means of danda blows, fist blows as well as daatar blows from the reverse side and all these injuries have been opined to be simple in nature.

Though, the bail application has been sought to be opposed by the learned State counsel on the grounds that the custodial interrogation is essential but the same has sought to be rebutted by the counsel the petitioner on the grounds that co-accused/non-applicants Jatinder Singh @ Shera has been allowed bail vide order dated 01.06.2020.

Admittedly, all the injuries are simple in nature and there is no specific attribution to any of the accused and rather it appears to be a simple skirmish between the neighbourers, which has been given the tinge of this criminality and their joining the investigation would suffice the purpose together with the principle of parity as similarly placed co-accused has been

allowed anticipatory bail. 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 his doing so, they shall be released on bail to the satisfaction of the arresting/investing 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.

July 09, 2020
amit rana

(FATEH DEEP SINGH)
JUDGE

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