

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

(Heard through VC)

CRM-M-21203 of 2020 (O&M)
Date of Decision: July 31, 2020

Shabbo Kaur

...Petitioner

Versus

State of Punjab

...Respondent

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. Rishu Mahajan, Advocate
for the petitioner.

Ms. Rashmi Attri, AAG Punjab.

JAISHREE THAKUR, J. (Oral)

The instant third petition has been filed under Section 439 Cr.P.C. for grant of regular bail to the petitioner in case FIR No.68 dated 08.08.2017, under Sections 376, 511, 307, 350, 34 of Indian Penal Code (Section 302, 201 of IPC added later on), registered at Police Station Bhindi Saidan, Amritsar.

Learned counsel for the petitioner contends that the petitioner herein was taken into custody in the aforesaid FIR on 21.06.2018. It is argued that the petitioner has been falsely implicated in the present case. It is submitted that complainant has not supported the case of the prosecution in the cross-examination. It is further submitted that co-accused Shera

Singh has already been allowed regular bail by this court by an order dated 22.07.2020 passed in CRM-M-3820 of 2020. It is also contended that conclusion of trial will take sufficient time, therefore, the petitioner is entitled to be enlarged on bail.

Per contra, learned counsel appearing on behalf of respondent-State, on instructions from the Investigating Officer, opposes the grant of regular bail to the petitioner, however, does not dispute the fact that co-accused Shera Singh has been allowed regular bail.

I have heard learned counsel for the parties.

Since, the trial is likely to take some time to conclude and in view of the facts that the petitioner herein has been in custody since 21.06.2020 and that co-accused Shera Singh has already been allowed regular bail, no useful purpose would be served in keeping the petitioner behind bars. At this stage, without commenting on the merits of the case, the instant petition is allowed and the petitioner is directed to be released on regular bail on execution of adequate personal bond and surety bond to the satisfaction of concerned trial Court/Duty Magistrate.

However, anything observed or said by this court is only for the purpose of deciding the instant petition for grant of regular bail and the same shall have no affect on the merits of the case.

July 31, 2020
vijay saini

(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No