

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

CRM-M-24791-2020 (O&M)

Date of decision : 03.09.2020

Sukhpal Kaur @ Guddi

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Hitesh Verma, Advocate for the petitioner.

Mr. Amit Mehta, Sr. DAG, Punjab.

ANIL KSHETARPAL, J. (ORAL)

The petitioner, a woman, prays for bail pending trial in a criminal case arising from FIR No.182 dated 14.09.2018 registered under Sections 302/34 of the Indian Penal Code, 1860 at Police Station Nathana, District Bathinda.

At the outset, it may be noted that the co-accused of the petitioner had been granted bail in CRM-M-44063-2019 on 07.11.2019 with the following order:-

“Petitioner prays for grant of regular bail in FIR No.182 dated 14.9.2018 registered under Sections 302, 34 IPC at Police Station Nathana, District Bathinda.

As per the case of the prosecution, Hakam Singh-deceased has been murdered. There is no eye witness. The case of the prosecution is based on circumstantial evidence. In the FIR it has been claimed that three persons including the petitioner had taken a loan from the deceased by mortgaging a chain of gold and for that reason the deceased has been killed.

Learned counsel for the petitioner has read over the

deposition of first informant in the Court.

Petitioner is in custody since 16.9.2018. Conclusion of the trial is likely to take some time. As per the information supplied, petitioner is not involved in any other case.

Learned State counsel submits that prosecution has already examined 6 witnesses out of total 15 witnesses proposed to be examined.

Without commenting on the merits of the case and keeping in view the aforesaid facts, it is considered appropriate to release the petitioner on regular bail on his furnishing bail bonds/surety bonds to the satisfaction of the concerned trial Court/Duty Magistrate.

Accordingly, present petition stands allowed.”

It is contended by the learned counsel for the petitioner that the petitioner is alleged to be standing outside the house of the deceased when the alleged murder was committed.

Keeping in view the fact that the petitioner is in custody for nearly about 2 years and the conclusion of the trial is likely to take time, it is considered appropriate to direct release of the petitioner on bail on furnishing bail bonds/surety bonds to the satisfaction of the concerned trial Court/Duty Magistrate.

Accordingly, the present petition is allowed.

03.09.2020

Pawan

**(ANIL KSHETARPAL)
JUDGE**

**Whether speaking/reasoned:-
Whether reportable:-**

**Yes/No
Yes/No**