

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

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CRM-M-27041-2020
Date of Decision: 14.09.2020

Simranjit Kaur @ Simarjit Kaur

....Petitioner.

Versus

State of Punjab

....Respondent.

CORAM: HON'BLE MR. JUSTICE LALIT BATRA

Present: Mr.Jasraj Singh, Advocate
for the petitioner.

Mr.J.P.Ratra, DAG Punjab.

Lalit Batra , J . (Oral)

Case has been taken up for hearing through Video Conferencing.

Present petition under Section 439 Cr.P.C is for grant of regular bail to petitioner-**Simranjit Kaur @ Simarjit Kaur** in case F.I.R. No.27 dated 08.03.2019 under Sections 120-B, 342, 376 and 506 IPC (subsequently charges framed under Sections 120-B, 344, 376-D and 506 IPC read with Section 34 IPC) registered at Police Station Mehtiana, District Hoshiarpur.

Learned counsel for the petitioner *inter alia* contends that petitioner has no nexus whatsoever with the alleged offence. He further urges that both material witnesses namely PW-1 Rajni, mother of prosecutrix and PW-8 Prosecutrix/victim when appeared in the witness-box did not support the prosecution version. He further urges that petitioner is in custody since 08.03.2019 and she is no more required by the Police for any investigation purpose. He further urges that challan has already been presented in the Court and since trial would take sufficient time to conclude,

no useful purpose would be served by keeping the petitioner in custody further, thus, she may be released on bail.

On the other hand, learned State counsel while opposing instant petition has vehemently argued that keeping in view seriousness of offence, petitioner does not deserve the concession of bail.

I have heard learned counsel for the parties and have carefully gone through the documents placed on record at the instance of petitioner.

At this stage, without commenting anything on the merits of the case lest it may prejudice the outcome of the trial but taking into consideration the fact that the petitioner is in custody since 08.03.2019; that petitioner is no more required by the Investigating Agency for investigation purpose; that challan has already been presented in Court and since trial of the case would take sufficient time to conclude, no useful purpose would be served by detaining the petitioner in custody further, thus, she deserves the concession of bail.

In view of above, instant petition for grant of regular bail moved by the petitioner-**Simranjit Kaur @ Simarjit Kaur** is allowed and she is ordered to be released on bail on her furnishing personal/surety bonds to the satisfaction of Trial Court/Chief Judicial Magistrate/Duty Magistrate, Hoshiarpur, as the case may be.

September 14, 2020

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(LALIT BATRA)
JUDGE

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