

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

**CRM-M No.26872 of 2020  
Date of decision : September 09, 2020**

**Parminder Kaur ..... Petitioner**

**Versus**

**State of Punjab ..... Respondent**

**(IN VIRTUAL COURT)**

**CORAM : HON'BLE MR. JUSTICE RAJBIR SEHRAWAT**

**Present:-** Mr. Balraj Singh Sidhu, Advocate for the petitioner.

**RAJBIR SEHRAWAT, J. (ORAL)**

The present petition has been filed by the petitioner under Section 438 Cr.P.C. for grant of anticipatory bail in case FIR No.149, dated 08.08.2020, under Sections 457, 380, 427 and 34 IPC, registered at Police Station Nathana, District Bathinda.

It is contended by the learned counsel for the petitioner that the case against the petitioner is totally frivolous. The petitioner is not connected with the alleged incident of theft in any manner whatsoever. Even as per the allegations of the prosecution, the only allegation against the petitioner is that after the act of stealing was done by the co-accused, they had, allegedly, hidden certain articles at the shop of the petitioner. Hence, the petitioner has no concern with the theft as such. It is also submitted that there is no other case against the petitioner. Hence, the petitioner deserves the concession of anticipatory bail.

Notice of motion.

Mr. Ramdeep P. Singh, DAG, Punjab accepts notice on behalf of the respondent-State.

Learned counsel for the State, on instructions from ASI Jaswinder Singh, has submitted that the name of the petitioner has been specifically mentioned in the FIR. It is not disputed that the name of the petitioner has surfaced in the crime only at a stage after the theft had already been committed by the co-accused. There is no direct participation of the petitioner in the act of stealing as such. It is also not disputed that there is no other case against the petitioner.

In view of the above submissions, however, without commenting upon merits of the case, the present petition is allowed. The petitioner is granted concession of anticipatory bail. Therefore, it is directed that in case of his arrest, the petitioner shall be released on bail by the Investigating Officer subject to his furnishing bail bonds/ surety bonds to the satisfaction of Investigating Officer. However, it is further directed that the petitioner shall join the investigation as and when so required by the Investigating Officer. He shall further comply with the conditions stipulated in Section 438(2) Cr.PC.

**(RAJBIR SEHRAWAT)**  
**JUDGE**

**September 09, 2020**

sarita

Whether speaking / reasoned

Yes

Whether Reportable:

No