

In the High Court of Punjab and Haryana at Chandigarh

113

CRM-M-42860-2020 (O & M)
Date of Decision: December 18, 2020

GULSHAN KAUR

.....PETITIONER

VERSUS

STATE OF PUNJAB

....RESPONDENTS

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. Subhash Kumar, Advocate for the petitioner.

Mr. Dhruv Dayal, Senior DAG, Punjab.

ANUPINDER SINGH GREWAL, J (ORAL)

Heard through video conferencing.

The petitioner is seeking anticipatory bail in FIR No.72 dated 12.04.2020, under Sections 379, 411 and 188 IPC, registered at Police Station Shahkot, District Jalandhar.

Learned counsel for the petitioner contends that it is alleged in the FIR that 80 bags of potatoes each containing 50 kgs were allegedly stolen from the fields of the complainant. He, however, contends that 38 bags were recovered from the son of the co-accused namely Sarabjit Kaur. Sarabjit Kaur had been granted anticipatory bail by this Court in CRM-M-35540-2020 on 03.11.2020. The petitioner, who is 40 years old lady, is not involved in any other case.

Issue notice to the respondent.

At the asking of the Court, Mr. Dhruv Dayal, Senior DAG, Punjab accepts notice on behalf of the respondent-State. He contends that in view of the gravity of the offence alleged to have been committed by the petitioner, he is not entitled to the concession of anticipatory bail.

The petitioner, who is 40 year old lady, is not involved in any other case. The allegations are that 80 bags of potatoes each containing 50 kgs were allegedly stolen from the fields of the complainant.

Without expressing any opinion on the merits of the case and in view of the submissions of learned counsel for the petitioner, I deem it a fit case to grant the concession of anticipatory bail to the petitioner.

Therefore, the petitioner is 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, he shall be released on bail to the satisfaction of the arresting/investigating officer till submission of report under Section 173 of the Code of Criminal Procedure, 1973 ('Cr.P.C.' - for short). The petitioner shall continue to join investigation and shall furnish an undertaking that he shall abide by the conditions as envisaged under Section 438 (2) Cr.P.C. Thereafter, he will be permitted to furnish regular bail bonds to the satisfaction of the trial Court.

The petition stands disposed of in the aforementioned terms.

(ANUPINDER SINGH GREWAL)
JUDGE

December 18, 2020
A.Kaundal

Whether speaking/ reasoned	:	Yes/No
Whether Reportable	:	Yes/No