

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

CRM-M No. 442 of 2021
Date of decision: 08.01.2021.

Ramanjit Kaur Petitioner.
Versus
State of Punjab Respondent.

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

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

Mr. Amar Ashok Pathak, Additional Advocate General, Punjab,
for the respondent.

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 of the Indian Penal Code, 1860, 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 co-accused, namely, Sarabjit Kaur. Sarabjit Kaur has been granted anticipatory bail by this Court by order dated 03.11.2020 passed in CRM-M No. 35540 of 2020. The petitioner is a lady and is not involved in any other case.

Issue notice to the respondent.

At the asking of the Court, Mr. Amar Ashok Pathak, Additional Advocate General, Punjab, accepts notice on behalf of the respondent-State. He contends that the petitioner was a pillion rider on one of the scooters on

which some of the stolen potatoes were being taken. He also contends that in view of the gravity of the offence alleged to have been committed by the petitioner, she is not entitled to the concession of anticipatory bail.

Heard.

The petitioner is a lady and 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. Co-accused, namely, Sarabjit Kaur has been granted bail. 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, she 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 she shall abide by the conditions as envisaged under Section 438 (2) Cr.P.C. Thereafter, she 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

08.01.2021
Ramesh

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No