

CRM-M-3513-2021

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

CRM-M-3513-2021

Date of decision:05.07.2021

Kulvir Kaur

...Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present:- Mr. Gurpal Singh Sandhu, Advocate,
for the petitioner.

Mr. H.S.Sitta, AAG, Punjab.

HARNARESH SINGH GILL, J. (ORAL)

Case is taken up for hearing through video conferencing.

Through this petition, the petitioner seeks regular bail in case bearing FIR No.126 dated 08.06.2017, registered at Police Station Lambi, under Sections 364 IPC and Sections 302, 201 and 120-B IPC (added subsequently).

Learned counsel for the petitioner submits that the petitioner, who is the mother of complainant, was not named in the FIR; that the complainant while deposing before the trial Court as PW 1, stated that his mother is innocent; that the petitioner has been in custody since 10.06.2017, and that There is no head-way in the proceedings before the trial Court due to Covid-19. In such circumstances, learned counsel prays that the petitioner be enlarged on bail.

On the other hand, learned State counsel while opposing the

CRM-M-3513-2021

submissions made by the learned counsel for the petitioner, submits that the petitioner was involved in the commission of the crime. However, he does not dispute the custody period of the petitioner. He also submits that out of 23 prosecution witnesses, only 14 witnesses have been examined so far.

I have heard the learned counsel for the parties.

The petitioner was not named in the FIR. She has been in custody since 10.06.2017. Trial of the case would take time to conclude, especially due to Covid-19 pandemic. Therefore, no useful purpose would be served by keeping her behind the bars.

In view of the above, without commenting anything on the merits, lest it should prejudice the case of either side, the present petition is allowed and the petitioner is ordered to be released on bail on her furnishing bail and surety bonds to the satisfaction of the learned trial Court/Duty Magistrate.

05.07.2021

parveen kumar

(HARNARESH SINGH GILL)
JUDGE

Whether reasoned/speaking?

Yes/No

Whether reportable?

Yes/No