

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

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CRM-M-7561-2021

Date of Decision: 31.08.2021

Paramjit Kaur

....Petitioner.

Versus

State of Punjab

....Respondent

CORAM: HON'BLE MR. JUSTICE LALIT BATRA

Present: Mr. Bhavyadeep Walia, Advocate for petitioner.

Mr. Mehardeep Singh, Additional Advocate General,
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- **Paramjit Kaur** in case F.I.R. No.51 dated 07.06.2020 under Sections 148 and 302 IPC read with Section 149 IPC, registered at Police Station Ajitwal, District Moga.

Status report dated 12.08.2021 by way of affidavit of Parshan Singh, PPS, Deputy Superintendent of Police, Nihal Singh Wala, District Moga already filed on behalf of the respondent-State is taken on record.

Learned counsel for petitioner *inter alia* contends that version, as alleged in the FIR, is totally concocted one and there is no iota of truth therein. He further submits that allegedly co-accused Takdir Singh @ Dhira gave a baseball bat blow on the head of Manvir Singh

(since deceased); co-accused Balkar Singh inflicted baseball bat blow on the chest of Manvir Singh (since deceased) and further co-accused Amandeep Singh @ Mannu (since juvenile) inflicted baseball bat blows on the right thigh, shoulder and right side of back of Manvir Singh (since deceased). He further urges that allegedly injuries on vital organs of body of Manvir Singh (since deceased) have been attributed to co-accused, as detailed above. He further urges that alleged attributed role of the petitioner is that she raised *Lalkara* and then she gave kick blows on the face of Manvir Singh (since deceased). He further urges that petitioner had sustained injury by *Kirpan* blow on the left side of her face at the hands of complainant party and to this effect cross version was registered. He further submits that petitioner is languishing in custody since 28.06.2020 and she is no more required by the Investigating Agency as after completion of investigation, final report under Section 173 Cr.P.C. (*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 keeping the petitioner in custody further and 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.

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 petitioner is in custody since 28.06.2020; 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 petitioner- **Paramjit 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, Moga, as the case may be.

(LALIT BATRA)
JUDGE

31.08.2021

d.gulati

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No