

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

106

CRM-M-18688-2021

Date of decision: 12.05.2021

Surinder Kaur

....Petitioner

versus

State of Punjab

....Respondent

CORAM: Hon'ble Mr. Justice Girish Agnihotri

Present: Mr. Akhilesh Vyas, Advocate
for the petitioner.

Mr. Manreet Singh Nagra, Assistant AG, Punjab.

GIRISH AGNIHOTRI, J. (Oral)

Petitioner-Surinder Kaur, stated to be aged 73 years, has filed the present petition *inter alia* with a prayer for grant of anticipatory bail in case FIR No.82 dated 01.04.2021, registered under Sections 302, 506, 148 & 149 IPC and Sections 25 & 27 of Arms Act, at Police Station Sadar Amritsar, District Police Commissionerate, Amritsar (Annexure P-1).

Learned counsel for the petitioner has drawn attention of this Court to the present FIR i.e. FIR No.82 dated 01.04.2021. He submits that the petitioner is maternal grand mother of Sunny Gill and Sandhya w/o Sunny Gill and both have since been arrested.

At this stage, it is deemed appropriate to notice that although in the FIR, the petitioner is stated to be mother of Sunny Gill, however, learned counsel for the petitioner has clarified that in fact, she is his

maternal grand mother. Labh Singh s/o Surinder Kaur (the present petitioner) has also been arrested and in addition, another relative Sonu has also been arrested. Accordingly, learned counsel for the petitioner submits that the petitioner being 73 years old lady, qua whom in the FIR, only *Lalkara* has been attributed, deserves to be granted anticipatory bail.

Notice of motion.

On asking of the Court, Mr. Manreet Singh Nagra, Assistant AG, Punjab, accepts notice on behalf of the State.

Learned State counsel, on instructions from ASI Major Singh, submits that in the FIR, the petitioner has also been named and therefore does not deserve to be granted anticipatory bail. He submits that it is specifically stated in the FIR that the petitioner had raised *lalkara* to catch them and further allegedly stated that do not let them alive.

At this stage, counsel for the petitioner submits that the petitioner is ready to join the investigation. He submits that because of COVID-19 situation also, retention of the petitioner behind bars would be dangerous to her life.

Heard learned counsel for the parties.

In view of the peculiar facts as mentioned above, keeping in view the present prevailing situation due to COVID-19 and age of the petitioner i.e. 73 years, this Court deems it appropriate to grant anticipatory bail to the petitioner.

In view of the above, the petitioner shall join investigation and would come present as and when called for and in the event of arrest, the

petitioner shall be admitted to interim bail on her furnishing personal and surety bonds to the satisfaction of Arresting/Investigating Officer. The petitioner shall also abide by the conditions as specified under Section 438 (2) Cr.P.C. In case, any incriminating evidence comes against the petitioner, the State is at liberty to move an application for cancellation of bail.

Accordingly, the petition stands disposed of.

(GIRISH AGNIHOTRI)
JUDGE

12.05.2021
anju rani

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