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

**CRM-30523-2021 in/and
CRM-M-30975-2021 (O&M)
Date of Decision: 30th September, 2021**

Kirna @ Kiran

... Petitioner

Versus

State of Punjab

... Respondent

CORAM : HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present : Mr. Karandeep S. Sidhu, Advocate
for the petitioner.

Ms. Monika Jalota, DAG, Punjab
for the respondent-State.

AVNEESH JHINGAN , J.(Oral)

1. Due to COVID-19 situation, the Court is convened through video conference.
2. This petition under Section 439 Cr.P.C. is filed seeking regular bail in FIR No.93, dated 12.04.2021, under Sections 364-A, 389, 506, 120-B IPC, 1860, registered at Police Station Lambi, District Sri Muktsar Sahib.
3. The FIR was registered at the instance of Paramjit Kaur. As per the allegations, on 12th April, 2021 her neighbours informed him that her brother Baldev Singh was kidnapped from the fields. He was taken by some persons who came in a Swift car and a scooty.
4. During the investigation, it revealed that five accused in connivance with each other kidnapped Baldev Singh. He was recovered from the house of the petitioner-Kirna @ Kiran.

5. Learned counsel for the petitioner submits that it is case of a false implication. The only allegation against the petitioner is that Baldev Singh was recovered from her house. He relies on fact that Kuldeep Kaur main accused was granted bail by the Sessions Court, Sri Muktsar Sahib.

6. The arguments is that petitioner is at a better footing than Kuldeep Kaur. Investigation is complete, challan stands presented. No recovery is to be made.

7. Learned State counsel opposes the prayer for the grant of regular bail. On instructions, she is not disputing the fact that co-accused Kuldeep Kaur was granted bail.

8. Investigation is complete, challan was presented on 9th July, 2021. No recovery is to be made from the petitioner. Co-accused was granted bail. Petitioner is released on bail, subject to her furnishing bail bonds to the satisfaction of the Chief Judicial Magistrate/ Duty Magistrate concerned.

9. The petition is allowed.

10. It is clarified that observations made hereinabove shall not be construed as an expression of opinion on the merits of the case.

11. Since main case has been allowed, the pending application renders infructuous.

(AVNEESH JHINGAN)
JUDGE

30th September, 2021
Parveen Sharma

Whether reasoned/speaking
Whether reportable

Yes/No
Yes/No