

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

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CRM-M-32568-2021

Date of decision : 23.08.2021.

Balbir Kaur @ Jasvir Kaur

... Petitioner

Versus

State of Punjab

.. Respondent

CORAM :HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present:- Mr. Vivek K. Thakur, Advocate for the petitioner.

Mr. Dhruv Dayal, Senior DAG, Punjab.

Mr. Shaurya Puri, Advocate for the complainant.

Anupinder Singh Grewal, J. (Oral)

Case taken up through video conferencing.

The petitioner is seeking regular bail in FIR No.210 dated 28.08.2020, under Sections 302, 326, 323, 506, 427, 460, 148 and 149 IPC, registered at Police Station Sadar, District Kapurthala.

Learned counsel for the petitioner contends that the petitioner is the wife of co-accused Harnek Singh. In the FIR, 07 persons have been named but injuries on the deceased are attributed to co-accused Harnek Singh, Avtar Singh and Jagtar Singh. The petitioner was alleged to be empty handed and is alleged to have given blows with brick bat to the injured. He further contends that the deceased Tarsem Lal had suffered simple injuries except one injury on the lower leg which was found to be grievous. He has been discharged. Tarsem Lal (deceased) was readmitted in the hospital later. The report of the Pathologist indicates that the heart of the deceased had abnormalities and

features were consistent with Ischemic Heart Disease causing myocardial infraction. The petitioner is a lady and is in custody for over three months since her arrest on 12.05.2021. The husband of the petitioner is in custody. He also contends that co-accused Ramanpreet Kaur @ Raman and another have been granted bail by this Court in CRM-M-26129-2021, on 16.07.2021.

Learned State counsel contends that the allegations against the petitioner are serious and she is alleged to have pelted stones and had given fist blows at the deceased and injured. He upon instructions from Sub Inspector Jaswant Singh states that the challan has been filed but no prosecution witness has been examined.

Learned counsel for the complainant contends that in view of the serious allegations against the petitioner, she is not entitled to the concession of regular bail.

Heard.

In view of the above, especially when the petitioner is a lady, her husband is in custody, she is in custody for over three months, Covid 19 pandemic and the conclusion of the trial is likely to take some time, I deem it a fit case to grant the concession of regular bail to the petitioner.

Therefore, without expressing any opinion on the merits of the case, the petition is allowed. The petitioner is ordered to be released on regular bail on her furnishing requisite bonds to the satisfaction of the trial Court/Duty Magistrate concerned.

(ANUPINDER SINGH GREWAL)
JUDGE

August 23, 2021
sonia gugnani

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