

Kulwinder Kaur and anr.

.... Petitioners

Versus

State of Punjab

.... Respondent

Coram: Hon'ble Mr. Justice B.S. Walia

Present : Mr. Gurmohan Singh Bedi, Advocate for the petitioners.

Mr. Sukhbeer Singh, AAG, Punjab.

B.S. Walia, J. (Oral)

1. Reply has been filed on behalf of the State, inter alia, taking up the plea that the petitioners not only extorted money from the complainant in connivance with the other co-accused but are also involved in a number of cases as per details given in paragraph No.6 of the reply, therefore, are not entitled to be released on pre-arrest bail.

2. Reply is taken on record, copy thereof handed over to learned counsel for the petitioners, who on perusal thereof states that in view of the reply he does not press the instant petition and may be permitted to withdraw the same with liberty to the petitioners to surrender before the learned trial Court, to move a petition for regular bail before the learned trial Court and directions being issued to the learned trial Court to consider and decide the petition for regular bail, in a time bound manner.

3. The same is not opposed to by learned State counsel.

4. Accordingly, in view of the position noted above but without

expressing any opinion on the merits of the case, the petition under

Section 438 Cr.P.C. is dismissed as withdrawn, with the liberty as prayed for. In the eventuality of the petitioners moving a petition for regular bail before the learned trial Court, the learned trial Court is directed to consider and decide the same in accordance with law, as expeditiously as possible by taking into account all aspects of the matter.

(B.S. Walia)
Judge

24.09.2021
ps-rajesh

Whether speaking/reasoned: Yes/No.
Whether reportable : Yes/No.