

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

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**CRM-36676-2021 in CRM-M-43855-2021
Date of Decision: 09.11.2021**

Amandeep Kaur and another

....Applicants/Petitioners

Versus

State of Punjab

....Respondent

CORAM: HON'BLE MR. JUSTICE LALIT BATRA

Present: Mr. P.S.Sekhon, Advocate for applicants/petitioners.

Mr. Anmol Singh Sandhu, Assistant Advocate General, Punjab.

Lalit Batra, J.(Oral)

CRM-36676-2021

This application under Section 482 Cr.P.C. is for preponing the date of hearing of the main petition, which is already fixed for 16.12.2021.

Notice of application.

At the asking of Court, learned State counsel accepts notice and stated that he has no objection if application is allowed.

In view of the grounds mentioned in the application and no objection by learned State counsel, hearing of the main petition is preponed and is taken on Board today itself.

CRM is allowed.

Main Case

Present petition under Section 439 Cr.P.C has been moved by petitioners-**Amandeep Kaur and Rishu Singh @ Rishu** for grant of regular

bail in case FIR No.102 dated 13.09.2021 under Sections 120-B, 406 and 420 IPC, registered at Police Station Moonak, District Sangrur.

Learned counsel for the petitioners *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 on the pretext of distributing grocery or an amount of Rs.800/- and that too four (04) times in a year, complainant as well as several other persons were made to pay a sum of Rs.300/- each for one (01) year to the petitioners. He further submits that petitioners are languishing in custody since 13.09.2021 and they are no more required by the Police for any investigation purpose. He further urges that since consequent trial of the case would take sufficient time to conclude, no useful purpose would be served by keeping the petitioners in custody further and they 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, petitioners do not deserve the concession of bail.

I have heard learned counsel for the parties and have carefully gone through the contents of petition.

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 petitioners are in custody since 13.09.2021; that

petitioners are no more required by the Investigating Agency for investigation purpose and since trial of the case would take sufficient time to conclude, no useful purpose would be served by detaining the petitioners in custody further, thus, they deserve the concession of bail.

In view of above, instant petition for grant of regular bail moved by petitioners-**Amandeep Kaur** and **Rishu Singh @ Rishu** is allowed and they are ordered to be released on bail on their furnishing personal/surety bonds to the satisfaction of Trial Court/Chief Judicial Magistrate/Duty Magistrate, Moonak, Sangrur, as the case may be.

(LALIT BATRA)
JUDGE

09.11.2021

Varinder Prashad

Whether speaking/ reasoned : Yes/ No

Whether Reportable : Yes/ No