

CRM-M-44570-2021

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

CRM-M-44570-2021

Date of decision: 29.11.2021

Karamjit Kaur

...Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present:- Mr. L.S.Sekhon, Advocate,
for the petitioner.

Mr. Sandeep Kumar, DAG, Punjab.

HARNARESH SINGH GILL, J. (ORAL)

Case is taken up for hearing through video conferencing.

Through this petition, the petitioner seeks regular bail in case bearing FIR No.298 dated 16.06.2021, registered at Police Station City Barnala, District Barnala, under Sections 21, 22 and 29 NDPS Act, 1985.

Status report by way of affidavit of the DSP, Sub Division Barnala, has been filed in the Court today. The same is taken on record.

Learned counsel for the petitioner contends that the petitioner has falsely been implicated in the present case; that though a heavy recovery of intoxicant tablets and Rs.10,000/- in cash had allegedly been effected from the petitioner and there is one other case of similar nature, pending against her, yet the fact remains that she is in a family way and her expected date of delivery is 21.02.2022. The petitioner has been in custody since 16.06.2021. In such circumstances, the learned counsel prays that the

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petitioner be released on bail.

On the other hand, learned State counsel, while opposing the submissions made by the learned counsel for the petitioner for the grant of bail, submits that the recovery of 1400 loose intoxicant tablets, 30 gram intoxicant powder and drug money of Rs.10,000/- had been effected from the petitioner, and that there is one other case of similar nature, pending against her. However, he does not dispute the fact that the petitioner is pregnant and her expected date of delivery of child is 21.02.2022 as would decipher from the report (Annexure R-3) annexed with the status report.

I have heard the learned counsel for the parties.

The petitioner is in the family way and her expected date of delivery is 21.02.2022. The petitioner has been in custody since 16.06.2021. Trial is unlikely to conclude any time soon. Therefore, no useful purpose would be served by keeping the petitioner behind the bars.

In view of the above, without commenting anything on the merits, lest it should prejudice the case of either side, the present petition is allowed and the petitioner is ordered to be released on bail on her furnishing bail and surety bonds to the satisfaction of the learned trial Court/Duty Magistrate.

29.11.2021

parveen kumar

(HARNARESH SINGH GILL)
JUDGE

Whether reasoned/speaking?
Whether reportable?

Yes/No
Yes/No