

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

CRM-M-44496-2021 (O&M)

Date of decision: 16.03.2022

Veerpal Kaur and another

...Petitioners

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- Mr. K. S. Brar, Advocate
for the petitioners.

Mr. Joginder Pal Ratra, DAG, Punjab.

ARVIND SINGH SANGWAN, J. (Oral)

This petition has been filed under Section 439 of the Code of Criminal Procedure for grant of regular bail to the petitioners in case FIR No.116 dated 04.07.2021, for offence punishable under Sections 420, 384, 380, 413, 506 of the IPC, registered at Police Station Kotwali Bathinda, District Bathinda.

Learned counsel for the petitioners, at the very outset, has relied upon order dated 09.12.2021 passed in CRM-M-50530-2021, vide which co-accused Sukhveer Kaur has been granted the concession of regular bail by this Court. The operative part of the order reads as under:

“Counsel for the petitioner has submitted that as per the allegations in the FIR, the petitioner along with the co-accused is habitual of cheating the other persons by performing fake marriage and then, taking heavy amount. It is further stated in the FIR, which was initially registered on the basis of a secret information that the coaccused Gurpreet Singh @ Guri is roaming in the bus-stand to implicate some other person in his net and the

petitioner, who is sister of Gurpreet Singh @ Guri, Veerpal Kaur and Amandeep Kaur are part of the said gang, who are indulged in such activity. On receiving the said information, the FIR was registered. Counsel for the petitioner has further submitted that after the arrest of the petitioner, a disclosure statement was allegedly made by the co-accused Gurpreet Singh vide which he has recovered some articles with money and as per the disclosure statement of the petitioner, her marriage was solemnized with one Gurjoban Singh and after 02 days of marriage, she left the house on the pretext of attending last rites of her maternal uncle and in that process, she has taken cloths and demanded money from Gurjoban Singh.

Counsel for the petitioner has further submitted that the petitioner is a lady, who is in custody for the last about 05 months; challan stands presented, therefore, she is no more required for custodial interrogation. Lastly, it is submitted that even her brother and co-accused Gurpreet Singh @ Guri against whom the secret informer has given the information to the police, has already been released on bail vide order dated 10.11.2021 passed in CRM-M No.43143 of 2021.

Counsel for the State on the basis of the Custody Certificate has not disputed the factual position but opposed the prayer for bail.”

Learned counsel for the petitioners submits that the petitioners are ladies and the allegations against them are that they were the mediators for the alleged marriage.

Learned counsel further submits that both the petitioners are in judicial custody for the last more than 08 months and they are not involved in any other case.

I have heard learned counsel for the parties.

Without commenting upon the merits of the case, considering the fact that the petitioners are in judicial custody for the last more than 08 months; they are ladies; they are not involved in any other case; co-accused has already been granted the concession of regular bail as noticed above and also in view of the fact that conclusion of trial is likely to take some time, the instant petition is allowed. The petitioners are ordered to be released on regular bail on their furnishing bail/surety bonds to the satisfaction of the trial Court/Duty Magistrate/Illaqa Magistrate, concerned.

16.03.2022
Waseem Ansari

(ARVIND SINGH SANGWAN)
JUDGE

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No