

CRM-M-2800-2023

Date of Decision: 24.01.2023

PRIYANKA RANI

... PETITIONER

VS.

STATE OF PUNJAB

.. RESPONDENT

CORAM: HON'BLE MR. JUSTICE VIVEK PURI

Present : Mr. Vivek Singla, Advocate, for the petitioner.
Ms. Ruchika Sabherwal, DAG, Punjab.

VIVEK PURI, J.(ORAL)

The petitioner is seeking regular bail in the case bearing FIR No. 156 dated 23.12.2022 under Sections 295-A and 120-B IPC registered at Police Station Jaitu, District Faridkot.

Custody certificate has been placed on record.

Learned counsel for the petitioner contends that precisely the allegations against the petitioner are to the effect that she alongwith another person were found in compromising position a room of Gurudwara, where utensils were kept.

Learned counsel for the petitioner contends that the petitioner is in custody for a period of 28 days, her custodial interrogation is over and has been remanded in judicial custody. Furthermore, the complainant had submitted an affidavit to the effect that on account of some misunderstanding, the case was got registered and the petitioner is not involved in the matter. He further contends that the there is no CCTV Cameras installed in the premises which may indicate the presence of the petitioner.

Learned State counsel has opposed the bail application on the score that the investigation of the case is still pending.

It may be mentioned here that the petitioner is in custody for a period of 28 days, her custodial interrogation is over and has been remanded in judicial custody. The offences are triable by the Court of JMIC. The conclusion of investigation and presentation of challan is likely to take some time and no fruitful purpose will be served by detaining the petitioner in further custody.

In such circumstances, sufficient grounds are made out to extend the concession of bail to the petitioner. Accordingly, without making any observation on the merits of the case, the present petition is allowed and petitioner is ordered to be released on bail, subject to her furnishing bail/surety bonds to the satisfaction of concerned trial Court/Chief Judicial Magistrate/Duty Magistrate.

24.01.2023

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(VIVEK PURI)

JUDGE

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