

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Sr. No. 261

CRM-M-9434-2023

Date of decision : 22.02.2023

Jarnail Kaur @ Jello @ Jailo

..... Petitioner

VERSUS

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: Mr.P.S.Sekhon, Advocate, for the petitioner.

Mr.Arun Luthra, DAG, Punjab.

DEEPAK SIBAL, J. (ORAL)

Through the present petition filed under Section 439 Cr.P.C. the petitioner, who is facing trial in FIR No.31 dated 21.05.2022 registered under Section 22 of the Narcotic Drugs and Psychotropic Substances Act, 1985 (for short, the NDPS Act) at Police Station Jodhan, District Ludhiana (Rural), seeks interim bail to attend the bhog ceremony of her son, who is stated to have expired on 17.02.2023.

Learned counsel for the petitioner submits that the petitioner's son expired on 17.02.2023 whose bhog ceremony is scheduled to be held on 24.02.2023 and therefore, the petitioner be permitted to attend the same.

Learned State counsel admits that the petitioner's son died on 17.02.2023 and that his bhog ceremony is scheduled to be held on 24.02.2023 but opposes grant of bail to the petitioner on the ground that she has also been convicted in another case under the NDPS Act and that if released on bail it is likely that she may flee from justice.

After considering the afore rival submissions, the present petition is disposed of with a direction that the State, after taking adequate security measures, shall take the petitioner in police custody on 23.02.2023 at 10 a.m. to her native village i.e. village Latala, P.S. Jodhan, District Ludhiana (Rural) to attend the bhog ceremony of her son and thereafter get her back to the jail where she is housed before sunset on 24.02.2023.

It is clarified that expenses to be incurred by the State in taking the petitioner and bringing her back in police custody shall be borne by the petitioner.

22.02.2023
shamsher

[DEEPAK SIBAL]
JUDGE

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