

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

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CRM-M-51560-2022

Date of decision : 01.08.2023

Kamaljeet Kaur @ Kavaljit Kaur

..... Petitioner

versus

State of Punjab

..... Respondent

CORAM : HON'BLE MR. JUSTICE PANKAJ JAIN

Present: Ms. Jyoti and Ms. Ishita, Advocates
for the petitioner.

Mr. Amit Shukla, AAG, Punjab.

PANKAJ JAIN, J. (Oral)

Prayer is for grant of regular bail in FIR No.0158 dated 07.10.2022, registered for the offences punishable under Sections 420 and 506 of IPC, 1860 and Section 13 of the Punjab Prevention of Human Smuggling Act, 2012 at Police Station Kabarwala, District Shri Muktsar Sahib.

2. Counsel for the petitioner relies upon Annexure P-2 i.e. compromise between the parties and further submits that investigation already stands concluded as challan stands presented and thus there cannot be any apprehension that the petitioner shall tamper with the evidence.

3. She further contends that the petitioner has no criminal antecedents and it will be highly debatable whether offences punishable under Sections 420 and 506 of IPC, 1860 and Section 13 of the Punjab Prevention of Human Smuggling Act, 2012 is made out.

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4. State counsel does not dispute that the investigation stands concluded and the investigation report under Section 173 Cr.P.S. stand filed before the Court.

5. Keeping in view the incarceration suffered by the petitioner and without commenting on the merits of the case, present petition is allowed. Petitioner is ordered to be released on regular bail on her furnishing bail/surety bonds to the satisfaction of the Ld. Trial Court/Duty Magistrate, concerned.

6. Needless to say nothing recorded herein shall be construed to be an expression of an opinion on the merits of the case.

(PANKAJ JAIN)
JUDGE

01.08.2023

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Whether speaking/reasoned : Yes

Whether Reportable : No