



216 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-44502-2024(O&M)
Date of Decision: 13.09.2024

Talwinder Kaur ...Petitioner
vs.
State of Punjab ...Respondent

Coram : Hon'ble Mr. Justice N.S.Shekhawat

Present : Mr. Sushil Sheoran, Advocate for
Mr. Harpreet S. Rakhra, Advocate, for the petitioner.

Mr. Deepinder Singh Brar, Senior DAG, Punjab.

N.S.Shekhawat J. (Oral)

1. The petitioner has filed the instant petition under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023 with a prayer to grant regular bail to her in case FIR No.260 dated 06.12.2021 registered under Sections 379-B(2), 34 of IPC and Sections 120-B, 201, 379, 411, 212, 216 added later on, at Police Station Sadar Goindwal Sahib, District Tarn Taran.
2. Learned counsel for the petitioner contends that the petitioner has been falsely involved in the present case, as unfortunately she happens to be wife of Baljit Singh @ Chucha, co-accused. He further contends that the petitioner was arrested in the present case on 23.03.2024 and is in custody for the last more than 06 months. Her husband-Baljit Singh @ Chucha has already been ordered to be released on bail and the case of the petitioner is on better footing. He further contends that in the present case, after completion of the investigation, the challan has already been presented before the competent



Court and further custody of the petitioner will not serve any meaningful purpose.

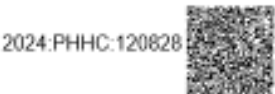
3. On the other hand, learned State counsel has vehemently opposed the submissions made by learned counsel for the petitioner on the ground that serious allegations have been levelled against the present petitioner and he does not deserve the concession of bail by this Court. He further contends that the petitioner was admitted in Guru Nanak Dev Hospital, Amritsar and she had escaped from the hospital. However, she was re-admitted in jail on 22.03.2024 and is continuing in custody since then. No other criminal case was registered against the petitioner.

4. I have heard the learned counsel for the parties and perused the record.

5. In the present case, the main accused, namely, Baljit Singh @ Chucha i.e. husband of the petitioner has already been admitted to bail by the trial Court. Moreover, the petitioner has undergone custody of 06 months and 22 days in the present case. Moreover, no other criminal case was registered against the petitioner and the petitioner is the first offender.

6. Without commenting on the merits of the case, the present petition is allowed and the petitioner is ordered to be released on bail subject to her furnishing bail bonds/surety bonds to the satisfaction of the trial Court/Duty Magistrate/Chief Judicial Magistrate, concerned, subject to the following conditions:-

(i) The petitioner shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case, so as to dissuade her to disclose such facts to the Court or to any other authority.



- (ii) The petitioner shall remain present before the Court on the dates fixed for hearing of the case.
- (iii) The petitioner shall not absent herself from the Court proceedings except on the prior permission of the Court concerned.
- (iv) The petitioner shall surrender her passport, if any, (if already not surrendered), and in case she is not holder of the same, she shall swear an affidavit to that effect.
- (v) The petitioner shall also file her affidavit before the concerned Court, mentioning her ordinary place of residence and number of mobile phone, which shall be used by her during the pendency of the trial. In case of change of place of residence/mobile number, she shall share the details with the concerned Court/learned Trial Court.
- (vi) In case, the petitioner involves in any other criminal activity, during the pendency of the trial, it shall be viewed seriously.
- (vii) The concerned Court may insist on two heavy local sureties and may also impose any other condition, in accordance with law, while accepting the bails bonds and surety bonds of the petitioner.

7. Pending application stands also disposed of.

13.09.2024.
hemlata

(N.S.SHEKHAWAT)
JUDGE

Whether speaking/reasoned :
Whether reportable

:
:

Yes/No
Yes/No