



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

209

CRM-M No.51658 of 2024
Date of decision: 04.12.2024

PARAMJIT KAUR
STATE OF PUNJAB

.... Petitioner
Versus
.... Respondent

CORAM: HON'BLE MRS. JUSTICE MANISHA BATRA

Present : Mr. Sandeep Arora, Advocate for the petitioner.

Ms. Ruchika Sabherwal, Sr. D.A.G., Punjab.

MANISHA BATRA, J. (oral)

1. Prayer in this petition, filed under Section 482 of Bharatiya Nagarik Suraksha Sanhita, 2023 (for short 'BNSS'), is for grant of anticipatory bail to the petitioner in case FIR No.170 dated 17.09.2020 registered under Sections 307, 148, 149 and 120-B of IPC, at Police Station Division No.1, District Jalandhar.
2. Vide order dated 19.10.2024, passed by this Court, the petitioner was granted interim bail and was directed to join investigation. Order dated 19.10.2024, passed by this Court, reads as under:

“The present petition has been filed by the petitioner for grant of anticipatory bail in case arising out of FIR No.170 dated 17.09.2020 registered under Sections 307, 148, 149 and 120-B of IPC, at Police Station Division No.1, District Jalandhar.

Brief facts as emanating from the record and relevant for the purpose of the present petition are that the aforementioned FIR had been registered on the basis of statement recorded by the



complainant- Manu @ Billa on the allegations that few days back, a dispute had taken place between him and the present petitioner and Reeta. On 16.09.2020 at about 10.30 pm, when the complainant was present in his house along with his family members, then co-accused Sarabjit Singh alias Sahib, Sarban Singh @ Shera, Lovejot Singh alais Love and Chathu and 4-5 unknown youths came outside his house. They were armed with weapons and started raising lalkaras. In the meanwhile, the present petitioner along with co-accused Reeta reached there and both of them had made an exhortation to not to spare the complainant and his family members. Thereafter, the co-accused opened an assault upon the father of the complainant and caused injuries on vital part of his body with their respective weapons due to which he was badly injured. The complainant rushed for his rescue but he too sustained injuries at their hands. Rescue alarm raised by him attracted other persons from his neighbourhood and only then the assailants fled away. The motive attributed to him for the occurrence was that the present petitioner and co-accused Reeta had picked up a quarrel with Ravi Sahota and the complainant and others had intervened for effecting a compromise. After registration of FIR, investigation proceedings were initiated and are underway. Apprehending her arrest, the petitioner had moved an application for grant of anticipatory bail which had dismissed vide order dated vide order



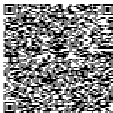
dated 07.10.2024 passed by learned Additional Sessions Judge, Jalandhar.

It is argued by learned counsel for the petitioner that the petitioner has been falsely implicated in this case. In fact, a compromise had been effected between the parties. The complainant party had also signed a written compromise and a petition for quashing of said FIR on the basis of said compromise is pending before a co-ordinate Bench of this Court. No injury had been attributed to the petitioner. She was not even present at the spot. The only allegation against her are that of making an exhortation. Her custodial interrogation is not required. No useful purpose would be served by detaining her in custody. She is ready to join the investigation. As such, it is urged that she deserves to be extended benefit of bail.

Notice of motion.

Learned State counsel who has appeared on advance notice of the petition, seeks time to file status report in the matter while submitting that the petitioner does not deserve to be extended benefit of pre arrest bail as in pursuance of a conspiracy hatched by the petitioner with the co-accused and by forming an unlawful assembly with her and in prosecution of common object of that unlawful assembly, the victim and his father had been assaulted and had sustained serious injuries.

Adjourned to 04.12.2024.



In the meantime, the petitioner is directed to appear before the Investigating/Arresting Officer to join investigation within one week or as and when subsequently required thereafter. In the event of her arrest, the Investigating/Arresting Officer shall release the petitioner on ad-interim bail subject to his/her satisfaction. The petitioner shall also abide by the conditions as envisaged under Section 482(2) of Bharatiya Nagarik Suraksha Sanhita (BNSS), 2023.”

3. Learned State counsel, on instructions from the Investigating Officer, has submitted that the petitioner has joined investigation on 24.10.2024 and she is not required for custodial interrogation.
4. Keeping in view the above mentioned facts and circumstances, without commenting on the merits of the case, the present petition is allowed and the order dated 19.10.2024, granting interim bail to the petitioner, is made absolute, subject to compliance of usual terms and conditions requisite for grant of anticipatory bail.

04.12.2024
Jyoti-IV

(MANISHA BATRA)
JUDGE

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