

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

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CRM-M-63476-2023
Date of Decision.:19.03.2024

Rajwinder Kaur
Vs.
State of Punjab

.....Petitioner
.....Respondent

CORAM:- HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. Lovepreet Handa, Advocate for the petitioner.

Mr. G.P.S. Bhullar, AAG, Punjab.

DEEPAK GUPTA, J. (ORAL)

Status report by way of an affidavit of Shri Harjinder Singh, PPS, Deputy Superintendent of Police, Khanna, Police District Khanna, District Ludhiana along with custody certificate has been filed on behalf of respondent- State.

2. The petitioner is seeking regular bail by way of petition filed under Section 439 Cr.P.C in case FIR No.181 dated 27.10.2023 registered under Sections 384, 385, 323, 506, 34 of the IPC registered at Police Station City Khanna, District Ludhiana.

3. Allegations are that complainant Surjit Ram went to the house of a lady so as to sell the insurance policy. It is alleged that the lady served tea to the complainant making him unconscious and then two males and two females gave beatings to the petitioner, removed his clothes and extorted ₹99,000/- from him initially and later on another amount of ₹2,00,000/- was extorted.

4. As per the status report, it is Gurwinder Singh, the husband of the petitioner who got an amount of ₹99,000/- transferred in his account through G-Pay and later on another amount of ₹2,00,000/- was got

transferred by Gurwinder Singh.

5. Learned counsel for the petitioner contends that petitioner has been falsely implicated; that petitioner was not even present at the time of alleged offence; that the offences are triable by Magistrate; that petitioner is in custody for the last more than four months and so, she be allowed bail.

6. Learned State counsel has opposed the bail petition by submitting that petitioner was also accompanying her husband - main accused Gurwinder Singh at the relevant time and an amount ₹5,000/- was recovered from the petitioner.

7. As per the custody certificate petitioner is in custody for the last 04 months and 19 days. Though she is involved in one more case bearing FIR No.195/2022 registered under Sections 384, 120-B, 34, 323 of the IPC at Police Station City Khanna-1, but it is stated by learned counsel for the petitioner that she is already on bail in this case. All the offences are triable by Magistrate. Trial may take time to conclude.

8. Having regard to the above facts and circumstances, but without commenting anything further on the merits of the case, this petition is allowed and petitioner is admitted to bail on her furnishing bail bonds/surety bonds to the satisfaction of the Learned Trial Court/Duty Magistrate concerned, on usual terms and conditions.

(DEEPAK GUPTA)
JUDGE

March 19, 2024

Neetika Tuteja

Whether Speaking/reasoned	Yes/No
Whether Reportable	Yes/No