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**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

CRM-M-7468-2025 (O&M)
Date of Decision: 15.07.2025

Sukhwinder Kaur @ Sukhmander Kaur

....Petitioner(s)

Versus

State of Punjab

.....Respondent(s)

CORAM: HON'BLE MR. JUSTICE JASGURPREET SINGH PURI

Present: Mr. L.S. Mann, Advocate, for the petitioner.

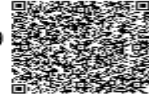
Mr. Gaurav Gurcharan Singh Rai, Sr. DAG, Punjab.

JASGURPREET SINGH PURI, J. (Oral)

1. The present is a second petition filed under Section 482 of BNSS, 2023 for grant of anticipatory bail to the petitioner in FIR No.13 dated 04.02.2012, under Sections 376, 323 and 34 IPC, registered at Police Station Civil Lines, Bathinda, District Bathinda.

2. Affidavit filed by the Senior Superintendent of Police, District Bathinda is taken on record.

3. Learned counsel appearing on behalf of the petitioner submitted that it is a case where the allegations against the petitioner who is a lady and two other ladies were with regard to aiding the co-accused Chet Ram in the commission of offence of rape. He submitted that the aforesaid two other co-accused who are also ladies namely, Sukhjit Kaur and Manjit Kaur have

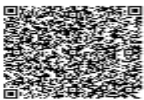


already been granted bail and the petitioner is at parity with the aforesaid co-accused.

4. Learned counsel also submitted that the arrest of the petitioner was stayed on 10.02.2025 and she has already joined the investigation and has fully cooperated with the investigation process. He further submitted that although the present is a second successive bail petition filed by the petitioner for grant of anticipatory bail because the earlier one was also dismissed in the year 2012 vide Annexure P-4 but thereafter a cancellation report was filed by the police but the matter was thereafter directed to be further investigated. He further submitted that 13 years have gone by and now there is an apprehension that the petitioner, who is a lady of the age of 50 years, may be arrested by the police and that is why the petitioner has filed a successive bail petition.

5. On the other hand, Mr. Gaurav Gurcharan Singh Rai, learned Sr. DAG, Punjab has submitted on instructions from ASI Sukhdarshan Singh that after the arrest of the petitioner was stayed, she did not initially join the investigation but thereafter now she has joined the investigation and she has fully cooperated with the investigation process. He further submitted that the petitioner is not required for custodial interrogation and otherwise also, she is at parity with the aforesaid co-accused namely, Sukhjit Kaur and Manjit Kaur who have already been granted bail.

6. In view of the aforesaid facts and circumstances, this Court is of the considered that since the petitioner who is stated to be a lady of the age of 50 years and as per the learned State counsel, she is not required for custodial interrogation, the present petition is allowed. It is directed that in



case in future the petitioner is required to join the investigation process, then she shall join the investigation and cooperate fully with the investigation process. In the event of arrest, the petitioner shall be released on bail by the Arresting/Investigating Officer on her furnishing bail bonds/sureties to his satisfaction, subject to the conditions as provided under Section 482(2) of the BNSS, 2023.

15.07.2025

(JASGURPREET SINGH PURI)

rakesh

JUDGE

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