

235

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

CRM-M-8196-2025**Date of Decision:30.04.2025**

JASHANDEEP KAUR @ HAPPY

...PETITIONER

VS.

STATE OF PUNJAB

...RESPONDENT

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

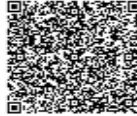
Present : Mr. Ajay Pal Singh Gill, Advocate with
Mr. Ripudaman Singh Brar, Advocate
for the petitioner.

Mr. Deepinder Singh Brar, Sr. DAG, Punjab.

N.S.Shekhawat J. (Oral)

1. The petitioner has filed the present petition under Section 483 of BNSS, 2023 with a prayer to grant regular bail to her in case FIR No.187 dated 30.08.2024, registered under Sections 143(4), 3(5) of BNS & Section 81 of Juvenile Justice (Care and Protection of Children) Act 2015, Police Station Kotwali Patiala, District Patiala

2. Learned counsel for the petitioner contends that the story projected by the prosecution in the present case is highly unbelievable. In fact the present petitioner and Veeran Kaur, mother of the child are cousins. Since, it was a case of premature delivery at Muktsar and the petitioner had taken the child to a hospital at Patiala as Veeran Kaur was still in the hospital after delivery. He has further placed reliance on the medical record of the hospital in this regard, which has been annexed as Annexure P-2. He further contends that the petitioner was arrested in the present case on 31.08.2024 and is in custody for



the last about 08 months. He further contends that the prosecution has cited 22 witnesses, but no witness has been examined so far and the trial is not likely to conclude in near future.

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 she does not deserve the concession of bail by this Court. However, he could not dispute the fact that the baby, who was kidnapped by the accused has been reunited in the trial Court.

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

5. In the present case, the petitioner is stated to be in custody for the last about 08 months and challan has been presented against him. Moreover, the present petitioner and Veeran Kaur, mother of the baby are close relatives and the prosecution is yet to lead evidence with regard to the involvement of the petitioner in the crime. Thus, further custody of the petitioner will not serve any useful purpose.

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.

30.04.2025
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(N.S. SHEKHAWAT)
JUDGE

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