



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

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**CRM-M No.19998 of 2025
Date of decision: 14.05.2025**

SARBJIT KAUR @ SONIA

.... Petitioner

Versus

STATE OF PUNJAB

.... Respondent

CORAM: HON'BLE MRS. JUSTICE MANISHA BATRA

Present : Mr. Gobind Singh Randhawa, Advocate for the petitioner.

Ms. Sakshi Bakshi, AAG, 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.017 dated 31.01.2025, registered under Sections 109, 190 of Bharatiya Nyaya Sanhita, 2023 and Section 25 and 27 of Arms Act at Police Station Jandiala, District Amritsar (Rural).

2. Vide order dated 09.04.2025, passed by this Court, the petitioner was granted interim bail and was directed to join investigation. Order dated 09.04.2025, passed by this Court, reads as under:

“Through the instant petition, filed under Section 482 of Bharatiya Nagarik Suraksha Sanhita, 2023 (for short 'BNSS'), the petitioner seeks grant of anticipatory bail in case arising out of FIR No.017 dated 31.01.2025, registered under Sections 109, 190 of Bharatiya Nyaya Sanhita, 2023 and Section 25 and 27 of Arms Act at Police Station Jandiala, District Amritsar (Rural).

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The aforementioned FIR has been registered on the basis of statement got recorded by the complainant Sandeep Singh @ Yada alleging therein that on 31.01.2025, the accused Harkirshan Singh @ Kichhu, Goldi, Karan Singh @ Kirra, Suraj and Shera opened an assault upon him by giving slaps and had tried to snatch his phone. He managed to save himself and came to his house and narrated the whole story to his mother. Then his mother and himself went to the house of the accused Harkirshan Singh @ Kicchu to complain about his act to the present petitioner who is mother of accused Harkirshan Singh @ Kichhu. In the meanwhile, above named accused while being armed with weapon reached there and the present petitioner raised lalkara that the complainant should not be spared and thereafter accused Karan and Harkirshan Singh @ Kicchu fired with their respective pistols upon the complainant with an intent to kill him. One of the bullets had hit into the iron gate of his nephew's house. After registration of FIR, investigation proceedings have been initiated and are underway. The petitioner was nominated as an accused on the allegations that the weapons which was used by the co-accused had been provided by her. Apprehending her arrest, she moved an application for pre-arrest bail, the petitioner was directed to join the investigation, however, this application was dismissed by learned Additional Sessions Judge, Amritsar vide order dated 13.02.2025.

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It is argued by learned counsel for the petitioner that she has been falsely implicated in this case. She is ready to join the investigation. No recovery is to be effected from her. It is therefore, urged that the petition deserves to be allowed.

Notice of motion.

Learned State who has advance notice of the petition and is ready for arguments and it is submitted by her that since the petitioner did not avail the opportunity to join the investigation as granted by learned Additional Sessions Judge, Amritsar, therefore, it is urged that she does not deserve to be extended benefit of pre-arrest bail

Adjourned to 14.05.2025.

It is explained by the petitioner due to some miscommunication gap on the part of her counsel, she could not join the investigation as directed by the Court of learned Additional Sessions Judge, Amritsar. In the considered opinion of this Court and in the given circumstances, 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 BNSS, 2023.



It would, however, be open to the learned Senior Deputy Advocate General, Punjab to file a reply indicating the involvement of the petitioner and all aspects would be considered at the time of final adjudication of the matter.”

3. Learned State counsel, on instructions from ASI-Kulbir Singh, has submitted that the petitioner has joined investigation on 12.04.2025 and he is not required for custodial interrogation.
5. 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 09.04.2025, granting interim bail to the petitioner, is made absolute, subject to compliance of usual terms and conditions requisite for grant of anticipatory bail.

14.05.2025
Jyoti-IV

(MANISHA BATRA)
JUDGE

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