

2025:PHHC:077117



IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

218

CRM-M-29470-2025

Date of decision: July 01, 2025

BEERPAL KAUR

.....Petitioner

Versus

STATE OF PUNJAB

.....Respondent

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Mr. Arjunveer Sharma, Advocate
for the petitioner.

Mr. Sahil Chaudhary, AAG, Punjab.

MANJARI NEHRU KAUL, J.

1. The instant petition is the second petition filed under Section 483 of the Bharatiya Nyaya Sanhita, 2023 for grant of regular bail to the petitioner in case FIR No.09 dated 22.02.2025 under Sections 305, 61(2), 317(2), 238 of Bharatiya Nagarik Suraksha Sanhita, 2023, registered at Police Station Sherpur, District Sangrur (Annexure P-1).
2. Learned counsel for the petitioner submits that the petitioner, who is the wife of the complainant, has been in custody since 26.02.2025 in a magisterial trial; totally false and fabricated allegations have been levelled against the petitioner in the FIR in question, which is annexed as Annexure P-1. It has been further asserted by the learned counsel that investigation in the present case is complete as challan stands presented, however, charges have not yet been framed, coupled with the fact that as many as 15 witnesses have been cited by the prosecution, therefore, the possibility of the trial concluding in the near future looks remote. A prayer has, therefore, been made for extending the concession of bail to the petitioner.



3. Ms. Loveinder Kaur, Advocate has put in appearance on behalf of the complainant and filed her Power of Attorney in the Court today, which is taken on record.

4. *Per contra*, learned State counsel assisted by learned counsel for the complainant, has opposed the prayer and submissions made by the counsel opposite by drawing the attention of this Court to the allegations levelled against the petitioner in the FIR (Annexure P-1), which stands reproduced hereinunder: -

“Subject: Theft of Gold and cash by wife from my house. I am a resident of the said address and I am a farmer. On 14.02.2020, I was married to Veerpal Kaur and thus there was Akhand Path at his house and my wife was there. After a long time I came down and asked my mother about Veerpal Kaur and she told us that Veerpal is with you. After that we checked the CCTV cameras in the house and we came to know that around 08:00 PM the Swift car came to our gate and Veerpal Kaur left by sitting in the car. After finding out, I saw that my wife has taken 20 tola of gold and about 7 lakhs in cash, we also told my father-in-law who came to the police station with me and my family, please take appropriate action.”

5. It has been asserted by the learned State counsel as well as learned counsel for the complainant that the petitioner, soon after her marriage, played a fraud upon her husband i.e. the complainant, and fled away with huge quantity of gold and cash, which was also duly captured in the CCTV footage. However, learned State counsel, in instructions, has not disputed the stage of trial nor has he, on instructions, disputed the custody period of the petitioner.



6. I have heard learned counsel for the parties and perused the relevant material placed on record.
7. In the facts and circumstances as enumerated hereinabove, moreso when the investigation *qua* the petitioner is complete and challan also stands presented, this Court deems it fit to extend the concession of regular bail to the petitioner.
8. Accordingly, the instant petition is allowed, and the petitioner be admitted to bail on her furnishing bail/surety bonds to the satisfaction of the Trial Court/Duty Magistrate concerned.
9. However, it is made clear that anything observed hereinabove shall not be construed to be an expression of opinion on the merits of the case.

July 01, 2025
Jaspreet Kaur

(MANJARI NEHRU KAUL)
JUDGE

Whether speaking/reasoned : *Yes/No*

Whether reportable : *Yes/No*