

CRM-M-17903-2026

2026:PHHC:055223



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**IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH.**

(215)

**CRM-M-17903-2026 (O & M)
Date of Decision:-09.04.2026**

Pal Kaur

.....Petitioner

Vs.

The State of Punjab

.....Respondent

CORAM:- HON'BLE MR. JUSTICE JASJIT SINGH BEDI

Present:- Mr. Parminder Singh, Advocate,
for the Petitioner.

Mr. M.S. Toor, AAG, Punjab.

JASJIT SINGH BEDI, J.(ORAL)

The prayer in the present petition under Section 483 of BNSS, 2023 is for the grant of regular bail in case FIR No.141 dated 06.10.2025 under Sections 103 and 3(5) of BNS (earlier Sections 302 and 34 IPC) registered at Police Station Kalanaur, District Gurdaspur.

2. The learned counsel for the petitioner contends that the injury on the person of the deceased has been attributed to Sukhwinder Singh alias Bitta and the petitioner who is the mother of Sukhwinder Singh alias Bitta is only alleged to have raised a *lalkara*. As she is a first-time offender, in custody since 06.10.2025 but none of the 24 prosecution witnesses has been examined, the Trial of the case is not likely to be concluded anytime soon and therefore, she be granted the concession of bail.



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3. The learned counsel for the State has not denied the factual assertion that only a *lalkara* has been attributed to the petitioner and that the injury has been attributed to Sukhwinder Singh alias Bitta, son of the present petitioner. He also concedes that the petitioner is a first-time offender and that none of the 24 prosecution witnesses has been examined so far.
4. I have heard the learned counsel for the parties.
5. Admittedly, the petitioner-Pal Kaur aged 80 years is the mother of Sukhwinder Singh alias Bitta-the main accused. However, the role attributed to the petitioner is of raising of a *lalkara*. It would be a moot point during the course of the Trial as to whether the petitioner can be inculpated with the aid of Section 34 IPC (Section 3(5) of BNS, 2023). She is stated to be a first-time offender, in custody since 06.10.2025 but none of the 24 prosecution witnesses has been examined so far. Therefore, the Trial of the present case is not likely to be concluded anytime soon. In this situation, the further incarceration of the petitioner is not required.
6. Thus, without commenting on the merits of the case, the present petition is allowed and the petitioner-Pal Kaur is ordered to be released on bail subject to her furnishing bail bonds and surety bonds to the satisfaction of learned CJM/Duty Magistrate, concerned.
7. The petition stands disposed of.

(JASJIT SINGH BEDI)
JUDGE

April 09, 2026
sukhpreet

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