

**IN THE COURT OF BISHAN SAROOP,
ADDITIONAL SESSIONS JUDGE,
MOGA (UID No.PB00449).**

CNR No.PBMO010042752024
CIS Filing No.BA/1686/2024
Date of order : 07.08.2024.

State

Versus

Sukhvir Kaur wife of late Nachhattar Singh resident of village Dharampura,
District Mansa, now resident of House No.20-A, Grewal Enclave, Nabha
Road, Patiala.

---Accused-applicant

FIR No.122 dated 20.07.2024,
Under Sections :- 406, 498-A IPC,
(New Sections 85, 316 (2) of BNS Act)
Police Station :- Dharamkot.

Bail Application under Section 482 of BNSS.

Present :- Shri Karanveer Singh, Advocate for accused-applicant.
Shri Sahib Singh, Additional Public Prosecutor for State

ORDER

Today, ASI Rashpal Singh has suffered his separate statement that he has brought the record concerning the present bail application. As per record, the accused/applicant has joined the investigation as per the order of the court dated 02.08.2024. Her custodial interrogation is not required. No bail application of the accused/applicant is pending before the Hon'ble High Court.

2. Heard on the present application moved under section 482 of BNSS. It is contended by counsel for the applicant that she has already joined the investigation with police. Thus, the present bail application be allowed.

3. On the other hand, learned Addl.PP for State has contended that in view of the seriousness of the offence so committed by the applicant, she does not deserve any kind of leniency as such, the bail application be

dismissed.

4. After giving my thoughtful consideration to rival submissions and on careful perusal of the averments put in the application, contents of the FIR, statement so got recorded by ASI Rashpal Singh coupled with the due assistance rendered, the court finds merit in the submissions of learned counsel of the applicant. Also, keeping in view of the observation made by the constitutional bench of Hon'ble Apex court in ratio-deciding Gurbax Singh Sibia Vs State of Punjab, 1980 (2) Supreme Court cases 565, the interim bail granted to the applicant vide order dated 02.08.2024 is, hereby confirmed and made absolute subject to compliance of provisions as envisaged under section 482 of BNSS. Police record be returned and bail application file be consigned to the record room.

Pronounced.

Dated :- 07.08.2024.

Sunny Stenographer-II

(Bishan Saroop)

**Additional Sessions Judge,
Moga (UID No.PB00449).**

State Vs. Sukhvir Kaur

Present :- Shri Karanveer Singh, Advocate for accused-applicant.
Shri Sahib Singh, Additional Public Prosecutor for State

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Arguments heard. Vide my separate detailed order of even date, present bail application has been allowed. File be consigned to the Record Room.

Pronounced.

Dated :- 07.08.2024.

Sunny Stenographer-II

(Bishan Saroop)

**Additional Sessions Judge,
Moga (UID No.PB00449).**