

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM-A-631-MA of 2016 (O&M)

DATE OF DECISION: AUGUST 11, 2016

SWARAN KAUR

...APPLICANT

VERSUS

JAGTAR SINGH AND OTHERS

...RESPONDENTS

**CORAM: HON'BLE MR. JUSTICE M. JEYAPPAUL.
HON'BLE MRS. JUSTICE SNEH PRASHAR.**

PRESENT: MR. ANUJ BALIAN, ADVOCATE FOR THE APPLICANT.

M. JEYAPPAUL, J.

CRM-10665-2016

1. There is a delay of 77 days in filing the appeal.
2. For the reasons set out in the application, the delay is condoned and the application is allowed.

CRM-A-631-MA-2016

3. The trial Court having convicted accused Gursahib Singh husband of deceased Ranjit Kaur @ Rani @ Sharanjit Kaur for the offence under Section 304-B IPC chose to acquit accused Jagtar Singh and Beero who faced the trial.
4. Aggrieved by the acquittal of accused Jagtar Singh and Beero, the present application has been filed seeking special leave to prefer an appeal.
5. Heard the submissions made by learned counsel appearing for the applicant.
6. It is the case of the prosecution that all the accused demanded

motorcycle and washing machine and committed cruelty on Ranjit Kaur @ Rani @ Sharanjit Kaur and as a result of which she committed suicide on 9.4.2011.

7. Firstly, we find that accused Jagtar Singh and Beero, the father-in-law and mother-in-law respectively of deceased Ranjit Kaur were declared innocent by the Deputy Superintendent of Police who conducted an enquiry. Both of them were living separately and accused Gursahib Singh was living along with his wife separately. The old couple Jagtar Singh and Beero who were living separately would not have demanded motorcycle and washing machine for their use or for the use of Gursahib Singh who has got separate establishment.

8. In view of the above facts and circumstances, we are of the considered view that the trial Court has rightly recorded a verdict of acquittal qua accused Jagtar Singh and Beero whose involvement for the offence under Section 304-B IPC was not established beyond reasonable doubt.

9. Therefore, special leave sought for is declined and the application is accordingly dismissed.

(M. JEYAPPAUL)
JUDGE

August 11, 2016
Gulati

(SNEH PRASHAR)
JUDGE

Whether Speaking/Reasoned

Yes

Whether Reportable

No