

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

222

**Criminal Misc. No.M-13133 of 2016
Date of decision: 25th April, 2016**

Swarni

....Petitioner

versus

State of Punjab

...Respondent

CORAM: HON'BLE MRS. JUSTICE DAYA CHAUDHARY

1. Whether Reporters of local papers may be allowed to see the judgment? Yes/No
2. To be referred to the Reporters or not? Yes/No
3. Whether the judgment should be reported in the Digest? Yes/No

Present: Mohd. Yousaf, Advocate for the petitioner.

Mrs. Ritu Punj, Addl. A.G., Punjab.

DAYA CHAUDHARY, J. (Oral)

The present petition has been filed under Section 439 Cr.P.C. for grant of regular bail to the petitioner in case FIR No.22 dated 05.03.2016 registered under Section 304-B of the Indian Penal Code at Police Station Adampur, Jalandhar, District Jalandhar.

Learned counsel for the petitioner submits that as per allegations levelled against the petitioner in the FIR, no offence is made out against her under Section 304-B of the Indian Penal Code and no overt act has also been attributed to her. A suicide note was also left by the deceased wherein nothing has been mentioned against the present petitioner. All the allegations levelled are against husband of the

deceased who is behind the bars. The petitioner is in custody since 06.03.2016 and nothing is to be recovered from her. There is no possibility that the petitioner may influence the prosecution witnesses.

Learned State counsel has filed custody certificate in Court today and the same is taken on record. Learned State counsel has not disputed the custody period but submits that the investigation has not been completed so far and challan has also not been presented.

Keeping in view the stage of the investigation, no ground is made out to grant regular bail to the petitioner. The present petition is hereby dismissed.

April 25, 2016

sonia gugnani

**(DAYA CHAUDHARY)
JUDGE**