

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

**CRM-M No.24623 of 2015 (O&M)
Date of Decision: 29.04.2016**

Jagjit Singh

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE JASWANT SINGH

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

Mr. Kirat Singh Sidhu, Deputy Advocate General, Punjab
for the respondent/State assisted by S.I. Sukhchain Singh.

JASWANT SINGH, J. (Oral)

Present 2nd petition is for grant of regular bail under Section 439 Cr.P.C. on behalf of the petitioner/accused-Jagjit Singh in case FIR No.181 dated 17.07.2014, under Sections 302, 201, 506, 120-B, 148, 149 of the Indian Penal Code, registered with Police Station Patti, District Tarn Taran.

Narinder Kaur (since deceased) was a widow and had inherited 05 acres of agricultural land as per the share of her deceased husband-Jhirmal Singh in Village Rattowal, District Ludhiana. Thereafter, she concededly was residing with the petitioner/accused-Jagjit Singh as his second wife in Village Chuslewarr, District Tarn Taran. It is also not in dispute that she had sold of the said 05 acres of land and handed over the money to the petitioner-accused and her sons.

As per the allegations of the complainant-Kulwant Kaur, who is the real sister of deceased-Narinder Kaur, the petitioner/accused in connivance with his sons had killed her sister-Narinder Kaur as she was demanding her money back on account of repeated ill-treatment meted out to Narinder Kaur by the members of her new family.

It is contended that the said Narinder Kaur was grossly overweight and as per the Medical Board, she was suffering from "Metabolic Syndrome" and was admitted in the Civil Hospital at 10:00 AM on 17.07.2014 by the members of the family of the petitioner/accused and she died on the same evening at 04:15 PM due to sudden cardiac respiratory arrest as per the medical record available till now. It is thus contended that Narinder Kaur (since deceased) had died a natural death and false allegations have been levelled by the complainant being a disgruntled sister. That apart, the petitioner concededly around that time was in judicial custody in a separate FIR since 08.07.2014 till 03.09.2014.

It is next contended that the petitioner in the present case is in custody since 19.08.2014 i.e. more than 02 years & 08 months and only 03 out of 21 prosecution witnesses have been examined till now.

Learned State Counsel, assisted by S.I. Sukhchain Singh, is unable to refute the aforesaid factual situation, however, submits that the chemical examination report on the viscera is still awaited.

Without commenting on the merits of the case, keeping in view the custody period and the facts as noticed above, this Court finds that petitioner/accused deserves the concession of regular bail and as such he is ordered to be released on bail to the satisfaction of CJM/Duty Magistrate concerned.

Disposed of.

April 29, 2016
Gagan

(JASWANT SINGH)
JUDGE