

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM No.M-35564 of 2015 (O&M)

Date of Decision: July 26, 2016

Gurmukh Singh and another

...Petitioners

VERSUS

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr.Bipan Ghai, Senior Advocate with
Mr.Mandeep Kaushik, Advocate
for the petitioners.

Ms.Shivali, Asstt. Advocate General, Punjab
for the respondent-State.

Dr.Surya Parkash, Advocate
for the complainant.

INDERJIT SINGH, J.

The petitioners have filed this petition under Section 439 Cr.P.C. for grant of regular bail in case FIR No.88 dated 12.06.2015 under Sections 302, 307, 506, 120-B and 34 IPC and Sections 25 and 27 of the Arms Act, registered at Police Station Baghapurana, District Moga.

Notice of motion was issued and learned State counsel as well as learned counsel for the complainant appeared and contested the petition.

I have heard learned counsel for the parties as well as learned State counsel and have gone through the record.

Learned counsel for the petitioners did not press this petition

qua petitioner Gurmukh Singh and wants to withdraw the same qua him.

Therefore, the present petition qua Gurmukh Singh stands dismissed as withdrawn.

From the record, I find that FIR in the present case has been registered on the statement of complainant Kartar Singh, who stated that his youngest son Beant Singh lives with him in the village and other two sons namely Gurjant Singh and Kulwant Singh live in foreign country. He also stated that his daughter Ranjit Kaur @ Rani is married to Rachhpal Singh. His maternal granddaughter Navjot Kaur @ Joti is married to Swaranjit Singh. The complainant further stated that sister of Swaranjit Singh namely Manpreet Kaur is married to Gurmukh Singh @ Gora. His younger maternal daughter-in-law Parminder Kaur resident of Moga has gone to Canada for studies. Gurmukh Singh @ Gora wanted to arrange marriage alliance of his son Simar Singh @ Seema with Parminder Kaur. As Simar was not highly educated and was in bad company, the complainant's family was not agreeing to said marriage alliance. The talks regarding the said alliance kept on going for 5-6 months. The complainant further stated that Simar Singh had given threats to his daughter Ranjit Kaur's family by going to Moga that in case they did not enter into the said marriage alliance, then they shall have to face the consequences. It is further alleged that when Ranjit Kaur's family went to Canada, then Simar Singh started pressurizing the complainant's family to make them agree. The complainant and Beant Singh told that Simar was of no match with Parminder Kaur. Then Simar Singh started threatening. It is also the allegation that on 12.06.2015, Simar Singh killed Beant Singh by firing from his revolver upon him.

From the record, I find that no serious attribution/allegation is

levelled against Manpreet Kaur in the FIR. She is not required for any

investigation or interrogation purposes. She has also been granted interim bail by this Court vide order dated 21.03.2016 and till now, there is nothing which shows that she has misused the concession of interim bail. The trial of the case will take long time. No useful purpose will be served by sending her to custody.

Keeping in view the facts and circumstances of the present case, without discussing the facts in minute detail and without expressing any opinion on the merits of the case, the present petition qua petitioner Manpreet Kaur is allowed. Petitioner Manpreet Kaur is ordered to be released on bail subject to her furnishing personal/surety bonds in the sum of ₹50,000/- with two sureties in the like amount within ten days from today to the satisfaction of the trial Court/Duty Magistrate concerned.

July 26, 2016
Vgulati

(INDERJIT SINGH)
JUDGE

Whether speaking/reasoned

Yes

Whether reportable

No