

CRM-M-39066-2016

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

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Date of Decision: 11.11.2016

Raghbir Kaur

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Vipin Mahajan, Advocate,
for the petitioner.

Ms. Shivali, AAG, Punjab.

Mr. Narinder Kumar Vadehra, Advocate,
for the complainant.

INDERJIT SINGH, J.

Petitioner, Raghbir Kaur has filed this petition under Section 438 Cr.P.C. for grant of anticipatory bail in case FIR No.67 dated 05.11.2015, registered at Police Station Fatehgarh Churian, under Sections 302 and 120-B of the Indian Penal Code.

Notice of motion was issued in this case. Learned State counsel put in appearance on behalf of the respondent-State and the complainant also appeared through her counsel. They contested this petition.

I have heard learned counsel for the petitioner; learned State counsel as well as learned counsel for the complainant and have gone

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through the record.

From the record, I find that FIR, in the present case, has been registered under Sections 302 and 120-B of the Indian Penal Code. The present petitioner has been named in the FIR. However, main allegations are against Bikramjit Singh @ Vicky, who is husband of deceased-Neetu. The present petitioner is mother-in-law of the deceased. As per the allegations in the FIR, Bikramjit Singh @ Vicky was having a suspicion on the character of his wife, Neetu. The present petitioner was found innocent during the investigation and now she has been summoned by the trial Court under Sections 302 and 34 of the Indian Penal Code.

Keeping in view the facts and circumstances of the present case; without discussing the facts of the case in minute details and without expressing any opinion on the merits of the case; I find that the present petitioner is not required for custodial interrogation; she has only to face the trial and no useful purpose will be served by sending her to custody. Resultantly, the instant petition is allowed and the petitioner is directed to appear before learned trial Court within 10 days from today. On doing so, she shall be released on bail by learned trial Court to its satisfaction.

11.11.2016

parveen kumar

**(INDERJIT SINGH)
JUDGE**

Note:	Whether speaking/reasoned	:	Yes
	Whether reportable	:	No