

CRM-M-14026-2017

Date of Decision : 04.08.2017

Ranjit Kaur

.....Petitioner

versus

State of Punjab

....Respondent

CORAM : HON'BLE MRS. JUSTICE LISA GILL**Present:** Mr. A.S. Khinda, Advocate
for the petitioner.

Ms. Monika Jalota, AAG, Punjab.

LISA GILL, JUDGE (ORAL)

The petitioner, who is the aunt (*Chachi*) of the husband of the deceased, seeks the concession of anticipatory bail in FIR No. 42 dated 22.07.2017 under Section 304-B IPC registered at Police Station Dhilwan, District Kapurthala. She has been summoned to face the trial under Section 319 Cr.P.C. Contentions of the petitioner were noted by this Court on 27.04.2017 as under:-

“Counsel for the petitioner inter alia contends that with regard to death of the deceased, Bhajan Singh (father-in-law) and Harjit Singh son of the present petitioner are already facing trial. The petitioner (Aunt – mother-in-law) and mother-in-law of the deceased have been summoned as additional accused on the very same allegations which were raised by the complainant in the FIR without there being any new materials on record but she was declared innocent by the police on due investigation. It is further submitted that as the petitioner has been summoned to face trial under Section 319 Cr.P.C. her custodial interrogation is not required and she is ready to face the proceedings, in

accordance with law.”

It is submitted that the petitioner has appeared before the learned trial Court on 19.05.2017 pursuant to order dated 27.04.2017. Charge against the petitioner has been framed on 31.07.2017.

The said facts are not denied by the learned State counsel.

There are no allegations on behalf of the State that the petitioner is likely to abscond or that she is likely to dissuade the witnesses from deposing true facts in the Court, if released on bail.

Keeping in view the facts and circumstances as above but without commenting upon or expressing any opinion on the merits of the case, this petition is allowed.

Accordingly, interim bail granted to the petitioner by the learned trial Court be made absolute subject to the petitioner furnishing fresh bail bonds and surety to the satisfaction of the learned trial Court.

It is clarified that none of the observations made hereinabove shall be construed to be a reflection on the merits of the case. The same are solely confined for the purpose of decision of the present petition.

(LISA GILL)
JUDGE

04.08.2017
Neha

Whether speaking/reasoned: Yes/No

Whether reportable: Yes/No