

CRM-M-15516-2017

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

CRM-M-15516-2017

Date of Decision: 24.05.2017

Kanta Devi

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Bikramjeet Singh Jatana, Advocate,
for the petitioner.

Mr. V.P.S.Sidhu, AAG, Punjab.

INDERJIT SINGH, J.

Petitioner-Kanta Devi has filed this petition under Section 438 of the Code of Criminal Procedure, 1973 (for brevity, 'Cr.P.C.') for grant of anticipatory bail in case FIR No.04 dated 12.01.2017, registered at Police Station Jhunir, District Mansa, under Section 306 of the Indian Penal Code.

Notice of motion was issued in this case. Learned State counsel has put in appearance on behalf of the respondent-State and contested this petition.

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

From the record, I find that as per the allegations, Avtar Singh, now deceased, was having relations with Paramjit Kaur wife of Sukhdev Singh. As per the FIR, when Avtar Singh went to the house of Parmjit Kaur,

Sonu, Tarsem Singh and Amandeep Singh were already sitting there and an

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altercation took place between them and Avtar Singh. It is also mentioned in the FIR that earlier also, Avtar Singh used to tell that he is being harassed by Tarsem Singh, Paramjit Kaur etc. The petitioner is stated to be mother of Paramjit Kaur.

In pursuance of the interim order dated 04.05.2017 passed by this Court, the petitioner has already joined the investigation. She is not required for custodial interrogation. Therefore, no useful purpose will be served by sending the petitioner to custody.

Keeping in view the facts and circumstances of the present case; without discussing the facts of the case in minute details; without expressing any opinion on the merits of the case and in view of the fact that co-accused Parmjit Kaur has already been granted the benefit of anticipatory bail by learned Addl. Sessions Judge, Mansa, I find merit in this petition and the same is allowed. The order dated 04.05.2017, granting interim bail to the petitioner, is made absolute. However, the petitioner shall join the investigation as and when called upon to do so and shall abide by the conditions of Section 438 (2) Cr.P.C.

24.05.2017

parveen kumar

**(INDERJIT SINGH)
JUDGE**

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