

Criminal Misc. M- No. 21847 of 2016 (O&M)

Date of decision : May 15, 2017

Miss Ravinder Kaur

.....Petitioner

Versus

State of Punjab

....Respondent

Criminal Misc. M- No. 22024 of 2016 (O&M)

Gurmail Singh and another

.....Petitioners

Versus

State of Punjab

....Respondent

CORAM:- HON'BLE MRS. JUSTICE LISA GILLPresent: Mr. Vaibhav Narang, Advocate
for the petitioners.

Mr. Deep Singh, AAG, Punjab.

Mr. Balwinder Singh, Advocate for
Mr. H.S. Bath, Advocate
for the complainant.

LISA GILL, J.

This order shall dispose of Criminal Misc. -M Nos. 21847 and
22024 of 2016.

Ravinder Kaur (petitioner in CRM-M No. 21874 of 2016) is the
unmarried sister-in-law of the complainant. Gurmail Singh and Amarjit
Kaur (petitioners in CRM-M No. 22024 of 2016) are the parents-in-law of
the complainant. It is submitted that general and vague allegations have
been levelled against the petitioners. The complainant, it is submitted, had

left the matrimonial home on 15.05.2016. The medical evidence does not in any manner reflect that any complaint, harassment or abuse at the hands of her in-laws etc. was raised by the complainant before the Doctor. Efforts for an amicable settlement of the dispute between the parties have been unsuccessful. The complainant's husband and co-accused of the petitioners, has been released from custody after the grant of concession of bail pending trial. The petitioners, it is submitted, have joined investigation pursuant to interim orders passed by this Court. Therefore, these petitions be allowed.

Learned counsel for the complainant, however, submits that some of the gold articles have not been returned. Learned counsel for the petitioners while refuting this averment submits that the gold articles were returned on 13.03.2016 during a Panchayat, which was convened at the house of the complainant – Jasbir Kaur. In this respect, affidavit dated 22.04.2017 of Sh. Harjit Singh son of Mohinder Singh, stated to be a cousin of the complainant i.e. son of her maternal uncle (mama) is produced in Court today. A copy thereof has been handed over to learned counsel for the complainant as well as the State. Same is taken on record subject to just exceptions. Reference is also made to certain photographs. The veracity of the affidavit and photographs is seriously objected to by learned counsel for the complainant.

Learned counsel for the State, on instructions from ASI Shishpal Singh verifies that all the petitioners have joined investigation pursuant to interim orders passed by this Court. Their custodial interrogation is not required.

There are no allegations on behalf of the State that the petitioners are likely to abscond or that they are likely to dissuade the witnesses from deposing true facts in the Court, if released on bail. The veracity and genuineness or otherwise of the affidavit dated 22.04.2017 and the photographs would be tested at the appropriate time. The petitioners are not involved in any other criminal case. No useful purpose shall be served by taking them into custody.

Keeping in view the facts and circumstances noted above but without expressing any opinion on the merits of case, it is considered just and expedient to allow the abovesaid petitions. Consequently, order dated 27.06.2016 (in CRM-M No. 21874 of 2016) and order dated 08.07.2016 (in CRM-M No. 22024 of 2016) are made absolute.

May 15, 2017
rts

(Lisa Gill)
Judge

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No