

IN THE HIGH COURT OF PUNJAB & HARYANA, CHANDIGARH
Sr. No.: 101

Criminal Miscellaneous No.M-28466 of 2017 (O & M)
Date of Decision: August 08, 2017

Preeto Bai

..... PETITIONER

VERSUS

State of Punjab

..... RESPONDENT

. . .

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

. . .

PRESENT: - Mr. Neeraj Madaan, Advocate, for the petitioner.

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Jaspal Singh, J

1. This is a third petition preferred by petitioner under Section 438 Cr.P.C. seeking pre-arrest bail, feeling apprehension of arrest in case FIR No.14 dated January 19, 2016 under Sections 304, 323, 34 IPC registered at Police Station, Sadar, Fazilka.

2. Earlier, petitioner alongwith her co-accused filed CRM No.M-32082 of 2016 which was dismissed as withdrawn qua petitioner No.1 – Preeto Bai vide order dated September 29, 2016. Another petition viz. CRM No.M-43513 of 2016 was also dismissed as withdrawn vide order dated December 13, 2016. The instant petition being the third petition having been filed on the same cause of action, with no substantive change in fact situation, is not maintainable. Moreover, petitioner has been attributed brick blow to Indro Bai who died on the way to Civil Hospital, Fazilka.

Allegations against the petitioner are serious in nature in as much as death of Indro Bai was caused during the occurrence which took place between the complainant and accused party.

3. Keeping in view the gravity of offence, this Court is of the considered view that it is not a fit case to grant concession of pre-arrest bail to the petitioner. Accordingly, instant petition is dismissed.

August 08, 2017
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(Jaspal Singh)
Judge

Whether Speaking/ Reasoned:
Whether Reportable:

Yes/ No
Yes/ No