

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

**CRM-M-39229-2017 (O&M)
Date of decision: - 26.10.2017**

Manjit Kaur

.....Petitioner

versus

State of Punjab

.....Respondent

CORAM: - HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: - Mr. A. S. Barnala, Advocate for the petitioner.

Ms. Rajni Gupta, Sr. Advocate the respondent.

ARVIND SINGH SANGWAN, J (ORAL)

This is a petition under Section 439 Cr. P.C. for grant of regular bail to petitioner in case FIR No. 134 dated 10.7.2017 under section 306 IPC, registered at Police Station Dharamkot, District Moga.

Learned counsel for the petitioner submits that petitioner is a house wife and has three minor children. The marriage of the petitioner with deceased-Raja Singh was solemnized about 17 years ago and during the intervening period, there was no complaint registered to any public authority with regard to maltreatment on the part of the petitioner. He further submits that FIR was registered at the instance of father of the petitioner with the allegations that deceased-Raja Singh has earlier informed him about the maltreatment on the part of the petitioner but neither any suicide note was recovered by the police nor at any earlier occasion, complainant has made any complaint. There are no allegations against the petitioner that she has abetted her deceased-husband to commit suicide.

It is further submitted that petitioner is a lady; is in judicial lock up since 29.7.2017; conclusion of trial will take long time and as per the proviso to Section 437 (1) Cr. P.C., petitioner is entitled for concession of regular bail.

Learned State counsel, on instructions from H.C. Sukhdev Singh has not disputed the factual position.

Keeping in view the above fact, the present petition is allowed. Petitioner is released on regular bail on furnishing bail bonds/surety to the satisfaction of CJM/Duty Magistrate, Moga.

However, it will be open for the prosecution to apply for cancellation of bail in case the petitioner is found involved in any other subsequent case or found misusing concession of bail.

(ARVIND SINGH SANGWAN)
JUDGE

26.10.2017
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Whether speaking/reasoned
Whether Reportable

Yes/No
Yes/No