

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

CRM-M No.441 of 2017
Date of decision: 25th April, 2017

Gurdeep Kaur

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE FATEH DEEP SINGH

Present: Mr. Narinder S. Dadwal, Advocate
for the petitioner.

Mr. Rupam Aggarwal, Dy. Advocate General, Punjab
for the respondent/State.

FATEH DEEP SINGH, J. (ORAL)

Allegations against the petitioner Gurdeep Kaur in this petition filed under Section 438 Cr.P.C. seeking anticipatory bail in case FIR No.151 dated 14.11.2016 at Police Station City Batala under Sections 306/506/34 IPC, are that her husband Gurnam Singh and son Gurpreet Singh alias Ekamjit Singh Mann alias Narinder Mann are alleged to have duped the deceased Amolak Singh and his family of Rs.25.00 lacs on the pretext of taking him to USA for his migration and when they failed to do so, the threats meted out by the accused side compelled the deceased to commit suicide.

Contentions of the learned counsel for the petitioner are that the petitioner is not named in the FIR and there are vague insinuations against her that the money was handed over to her along with Gurnam

Singh and that neither any specific date nor year has been spelled out and thus, the same are vague allegations.

Learned State counsel with all fairness has conceded at the bar that neither any role is attributed to the petitioner nor anything as per the allegations is to be recovered from her.

Keeping in view stand of the State, the petitioner being a lady together with the vagueness of allegations levelled and the very applicability of Section 306 IPC qua the petitioner being a debatable issue to be determined at the time of trial, impels this Court to allow the prayer. Accordingly in the event of arrest, petitioner is ordered to be released on bail to the satisfaction of the Arresting Officer till submission of report under Section 173 Cr.P.C. (challan). She shall continue to join investigation and shall furnish an undertaking that she shall abide by the conditions specified under Section 438 (2) Cr.P.C. Thereafter, petitioner will be permitted to furnish regular bail bonds to the satisfaction of the trial Court.

(FATEH DEEP SINGH)
JUDGE

April 25, 2017

rps

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No