

Sr. No.220

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM No. M-8443 of 2017 (O&M)

Date of Decision:16.03.2017

Amarjit Kaur

... Petitioner

Versus

State of Punjab

... Respondent

CORAM:- HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA

Present:- Mr. Amit Kumar Walia, Advocate,
for the petitioner.

Mr. S.S.Gill, DAG, Punjab.

TEJINDER SINGH DHINDSA, J.(ORAL)

Petitioner who is a lady seeks benefit of regular bail pending trial in case FIR No.109 dated 03.10.2016, under Section 306 of Indian Penal Code, registered at Police Station Longowal, District Sangrur.

Counsel for the parties have been heard.

FIR came to be registered on the complaint of Gurjant Singh as regards his brother Rajinder Singh having committed suicide on 02.10.2016.

As per prosecution version, deceased Rajinder Singh had developed intimacy with the present petitioner who otherwise was married to Bahadur Singh. It is alleged that the present petitioner had held out an assurance to the deceased that she would divorce her husband and get married to the deceased.

Specific allegation is that on 02.10.2016 deceased had been called by the present petitioner at her parental house and had insulted the deceased and on account of which the extreme step had been taken of ending his life.

Petitioner was arrested on 09.10.2016.

Investigation in the case is complete, challan stands presented and even charges have been framed.

Trial is stated to be at the very initial stage and would take time to conclude.

Against the backdrop of the allegations, the issue as to whether the offence of abetment to suicide is made out against the petitioner would be a moot question to be considered and dealt with by the trial Court.

In the totality of circumstances and without making any observations on merits, petitioner is held entitled to the benefit of bail.

Petition is allowed. Petitioner be enlarged on bail subject to satisfaction of the trial Court/Duty Magistrate, Sangrur.

Disposed of.

16.03.2017

vandana

(TEJINDER SINGH DHINDSA)
JUDGE

Whether speaking/reasoned

Yes

Whether Reportable

No