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IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M No.18971 of 2018

Date of Decision: 10.05.2018

Ranjeet Kaur @ Jeet Kaur

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present: Mr. Kulwinder Singh, Advocate,
for the petitioner.

Mr. Kirat Singh Sidhu, D.A.G., Punjab.

SUDIP AHLUWALIA, J. (ORAL)

In this petition, the petitioner seeks her release on regular bail in case bearing F.I.R. No.64, dated 08.07.2017, under Sections 324, 323, 342, 148 and 149 of the Indian Penal Code and Sections 302 and 365 of Indian Penal Code added later on, registered at Police Station Ghanaur, District Patiala.

2. The offence under Section 302 of the Indian Penal Code was added in the case after the complainant/victim died on 11.07.2017.

3. The petitioner happens to be the own sister of the deceased. No overt act of violence is imputed to her in the F.I.R. by the complainant, although she is alleged to have instigated the actual assailants along with

her own mother to kill the victim.

4. It further transpires that statement of the victim on the basis of which the original F.I.R. under Sections 324, 323, 342, 148 and 149 of the Indian Penal Code alone was drawn up was recorded by a Police Officer, while the victim was still in hospital. But he was subsequently discharged from the hospital two days later and died on the following day in his house.

5. The available Autopsy Report as well as the subsequent Histopathological Reports clearly mention that the cause of the victim's death is not ascertainable, since no haematoma or bony injury could be detected.

6. In view of these circumstances and considering the long detention undergone by the petitioner, against whom admittedly there is no allegation of having actually attacked the victim, the present petition is allowed and the petitioner, namely Ranjeet Kaur @ Jeet Kaur, wife of Gurmeet Singh, at this stage, is directed to be released on regular bail subject to appropriate terms and conditions to the satisfaction of the Ld. Trial Court/Duty Magistrate, concerned.

10.05.2018

Apurva

(SUDIP AHLUWALIA)
JUDGE

1. Whether speaking/ reasoned : Yes/ No

2. Whether reportable : Yes/ No