

CRM-M-21419-2018

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

**CRM-M-21419-2018 (O & M)
Date of Decision: 26.09.2018**

Amarjit Kaur

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Gopal Singh Nahel, Advocate,
for the petitioner.

Ms. Monika Jalota, DAG, Punjab.

Mr. Lakhwinder Singh, Advocate for
Mr. P.S.Dhaliwal, Advocate,
for the complainant.

INDERJIT SINGH, J. (Oral)

CRM-33868-2018

Allowed as prayed for, subject to all just exceptions.

Annexures P-6 and P-7 are taken on record.

CRM-M-21419-2018

Petitioner has filed this petition under Section 439 of the Code of Criminal Procedure, 1973 for grant of regular bail in case FIR No.80 dated 02.09.2016, registered at Police Station Dhanaula, District Barnala, under Sections 302, 201 and 34 of the Indian Penal Code.

CRM-M-21419-2018

Notice of motion was issued. Learned State counsel appeared on behalf of respondent-State and contested this petition.

Complainant has also appeared through his counsel.

I have heard learned counsel for the parties as well as learned State counsel and gone through the record.

From the record, I find that in the present case, FIR has been got registered by Buta Singh, maternal uncle of deceased-Harmanpreet Singh, who was aged about 07 years. As per the allegations in the FIR, Gurpreet Singh, father of Harmanpreet Singh has illicit relations with the present petitioner and both of them have killed Harmanpreet Singh. Now, complainant-Buta Singh and Surjit Singh have turned hostile and not supported the prosecution version. The mother of child, who was also an eye-witness, has already died.

Learned counsel for the complainant also states that he has no objection, if bail is granted to the present petitioner.

The petitioner has been in custody since 11.10.2016. She is not required for any investigation or interrogation purposes as she is in judicial custody. The trial of case may take a long time. No useful purpose will be served by keeping the petitioner in custody till the final disposal of the case.

Keeping in view the facts and circumstances of the present case; without discussing the facts in minute detail and without expressing any opinion on the merits of the case, this criminal miscellaneous petition is allowed and the petitioner is ordered to be

CRM-M-21419-2018

released on bail subject to her furnishing personal bonds in the sum of ₹50,000/- with one surety in the like amount to the satisfaction of the trial Court/Duty Magistrate.

26.09.2018
parveen kumar

(INDERJIT SINGH)
JUDGE

Whether speaking/reasoned	:	Yes
Whether reportable	:	No