

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

**Criminal Misc. No. M-24139-2018
Date of Decision: 20.07.2018**

Pardeep Rani @ Dali

.. Petitioner

Vs.

State of Punjab

..Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Ashok Kumar Khunger, Advocate for the petitioner.
Mr. Pawan Sharda, Sr. DAG, Punjab.

...

Inderjit Singh, J.

Petitioner-Pardeep Rani @ Dali has filed this petition under Section 439 of the Code of Criminal Procedure, 1973 for grant of regular bail in case FIR No.222 dated 28.10.2017, registered at Police Station City Sri Muktsar Sahib, District Sri Muktsar Sahib, under Sections 302, 201, 506 and 34 IPC.

Notice of motion has been issued. Learned State counsel appeared and contested the instant petition.

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

From the record I find that complainant Anshul Khunger, who is the son of deceased-Ashwani Kumar, got registered the FIR on 28.10.2017, whereas the deceased had died on 30.11.2016. As per the allegation in the FIR, one Joginder Singh @ Johny had the illicit relations with the present petitioner, who is the mother of the complainant. Joginder Singh @ Johny used to visit their house. He also used to provide liquor to

the father of the complainant. When the father of the complainant came to

know about the illicit relations of his wife with one Joginder Singh @ Johny, he started consuming excess liquor. On 30.11.2016, when his father was taking liquor, he suddenly suffered some problem and when he was taken to the hospital, he was declared dead. On the next day, his body was cremated. After one year, this FIR has been registered. No post mortem has been conducted. There is no other allegation nor any document showing the cause of death.

The petitioner has been in custody since 01.11.2017. She is not required for any investigation or interrogation purposes as she is in judicial custody. The trial of the case will take 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 released on bail subject to his furnishing personal bonds in the sum of Rs.50,000/- with one surety in the like amount to the satisfaction of the trial Court/Duty Magistrate.

However, it is made clear that any observation made hereinabove shall not be construed as an expression of opinion on the merits of the case.

20.07.2018
Jasmine Kaur

(INDERJIT SINGH)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes
No