

Crl. Misc. No. M-25602 of 2018

Date of Decision: June 19, 2018

Balwinder Kaur and another

.....Petitioners

versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR.JUSTICE SUDHIR MITTAL

Present: Mr. A.K. Garg, Advocate for
Ms. Rakhi Sharma, Advocate
for the petitioners

Mr. H.S. Sullar, DAG Punjab

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Sudhir Mittal, J. (Oral)

The present petition has been filed for grant of anticipatory bail to the petitioners in case FIR No. 30 dated 19.04.2018 under Sections 306/34 IPC, registered at Police Station Kamboj, District Amritsar.

2. Petitioner No. 1 is the mother-in-law of Lovepreet Singh, son of the complainant and petitioner No. 2 is the brother-in-law of aforesaid Lovepreet Singh. The deceased (Ramandeep Kaur) allegedly committed suicide on 18.04.2018 leading to the registration of the present FIR. The allegations against them are that they used to harass the deceased by taunting her for being characterless because allegedly the deceased had an affair with the son of petitioner No. 1. Interestingly, the son of the petitioner with whom the deceased allegedly had an affair, is not named as an accused in the FIR.

3. Learned counsel for the petitioners submits that from the bare allegations in the FIR, it can not be said that the petitioners have committed an offence under Section 306 IPC.

4. Learned State counsel submits that the FIR shows that the petitioners are liable for offence under Section 306 IPC. He, however, submits that the police has no material against the petitioners.

5. In view of the above, the petition is allowed. The petitioners are directed to join the investigation on 25.06.2018 at 10.00 a.m. and shall continue to do so as and when required by the Investigating Agency. In the event of their arrest, the petitioners shall be released on bail to the satisfaction of the Investigating Officer/Arresting Officer/SHO concerned subject to their compliance of provisions enshrined under Section 438(2) of the Code of Criminal Procedure, 1973.

June 19, 2018

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[SUDHIR MITTAL]
JUDGE

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No