

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

CRM-M-27463-2018

Date of decision: July 11, 2018

Charanjit Kaur @ Channi

....Petitioner

Versus

State of Punjab

....Respondent

CORAM: HON'BLE MR. JUSTICE RAJ SHEKHAR ATTRI

Present: Mr. K.B.S. Mann, Advocate
 for the petitioner.

Mr. Saurav Khurana, DAG, Punjab.

RAJ SHEKHAR ATTRI, J.(ORAL)

The present petition has been filed under Section 439 Code of Criminal Procedure for grant of regular bail to the petitioner in case FIR No.20 dated 22.07.2017 registered for the offences punishable under Sections 306/34 of the Indian Penal Code at Police Station G.R.P. Abohar, District Fazilka.

Heard.

Petitioner was married with Babu Ram who committed suicide by jumping before the train. FIR got registered by his brother Sukhdev Kumar on the allegations that petitioner is a characterless woman and she used to call another person to the house in the absence of her husband and she had developed illicit relations with said person. She was caught red handed with Billu son of Mangat Ram and she tendered written apology. Thus, compromise effected in a Panchayat but even then, she continued her relations with Billu and due to this her husband committed suicide. She is in custody since 30th October, 2010. She is mother of two kids. Her liability qua the offence under Section 306 IPC is debatable.

Without expressing any opinion on merits of the case and keeping in view the fact that conclusion of trial will take considerably long time, the present petition is allowed. Petitioner Charanjit Kaur @ Channi wife of Babu Ram is ordered to be released on regular bail on furnishing bail bond and surety bond to the satisfaction of trial Court/Chief Judicial Magistrate/Duty Magistrate, concerned subject to following terms:-

- (a) The petitioner shall comply with the conditions mentioned in Section 437(3) Cr.P.C.
- (b) In the event of her absence on any date of hearing, the benefit of bail allowed to the petitioner shall stand withdrawn. The trial court shall be competent to cancel her bail bond and surety bond and proceed to procure his presence in accordance with law. In that eventuality the petitioner shall have to apply for bail afresh.
- (c) She shall not leave the country without the previous permission of the court.

(RAJ SHEKHAR ATTRI)
JUDGE

July 11, 2018
m. sharma

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No