

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

CRM-M-28501-2018
Date of decision:30.07.2018

Balwinder Kaur

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM : HON'BLE MR.JUSTICE GURVINDER SINGH GILL

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

Ms. Ruchika Sabherwal, AAG, Punjab

GURVINDER SINGH GILL, J. (ORAL)

The petitioner seeks grant of regular bail in case registered vide FIR No.278 dated 14.11.2016 under Sections 302, 201/34 of Indian Penal Code, 1860 registered with Police Station Salem Tabri, District Ludhiana.

The FIR in the present case was lodged at the instance of Avtar Singh father of deceased, who alleged that marriage of his daughter namely Maninder Kaur was solemnized with Amritpal Singh, in the year 2010, but he expired in the year 2016 as he used to consume excessive liquor. The complainant asserted that Amritpal had executed a Will in

favour of Maninder Kaur, but after death of Amritpal Singh his parents as well as his sister Jashanpreet Kaur started pressurizing Maninder Kaur so as to transfer a share in a plot which was owned by the deceased. It is alleged that on the date of occurrence a telephonic information was received that Maninder Kaur is lying unconscious in her house and when the complainant along with his wife and other relatives went to the house of her daughter they saw that Maninder Kaur was lying dead and was having injuries on various parts of her body. The complainant alleged that Maninder Kaur had been killed by her mother-in-law Balwinder Kaur, father-in-law Balwinder Singh and sister-in-law Jashanpreet Kaur in connivance with each other.

Learned counsel for the petitioner has submitted that the petitioner has been behind bars since 16.11.2016 and that the statement of complainant has already been recorded. It has further been submitted that weapon of offence has been recovered from co-accused Jashanpreet Kaur pursuant to disclosure statement made by her.

Learned State counsel has not disputed the custody period and has field custody certificate today.

Having regard to the abovesaid facts and circumstances, especially bearing in mind the fact that the petitioner is a lady aged 55 years and has been in custody since the last one year and eight months and also that as of now only eight witnesses out of twenty eight witnesses have been examined, in my opinion, it is a fit case for grant of regular bail to the petitioner. Accordingly, petitioner-Balwinder Kaur is ordered to be released on regular bail on her furnishing bail bonds/surety bonds to the

satisfaction of learned trial Court/Chief Judicial Magistrate/Duty Magistrate Ludhiana.

It is, however, clarified that none of the observations made above shall be taken to be an expression on merits of the main case.

This petition stands accepted accordingly.

30.07.2018
Gaurav Sorot

(GURVINDER SINGH GILL)
JUDGE

Whether reasoned / speaking? **Yes / No**

Whether reportable? **Yes / No**