

CRM-M-41844 of 2017

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

CRM-M-41844 of 2017
Date of Decision: 10.08.2018

Rajbir Singh

....Petitioner

Versus

State of Punjab

....Respondent

CRM-M-41934 of 2017

Rajbir Kaur

....Petitioner

Versus

The State of Punjab

....Respondent

CORAM: HON'BLE MR. JUSTICE RAMENDRA JAIN

Present: - Mr. B.S. Baath, Advocate, for the petitioner
in CRM-M-41844 of 2017.
Mr. Inderjit Sharma, Advocate, for the petitioner
in CRM-M-41934 of 2017.
Mr. Harpreet Multani, AAG, Punjab.
Mr. T.V.S. Lehal, Advocate, for the complainant.

RAMENDRA JAIN, J. (ORAL)

By this common judgment, I shall dispose of aforementioned two petitions under Section 439 Cr.P.C. for grant of regular bail to petitioners Rajbir Singh and Rajbir Kaur in a case arising from FIR No.73 dated 09.10.2016 registered under Sections 302 and 34 IPC at Police Station Sekhwan, District Batala.

According to the prosecution, in the intervening night of 06/07.10.2016, petitioners having illicit relations with each other, in the absence of husband of petitioner Rajbir Kaur, living abroad, murdered Joginder Kaur, mother-in-law of Rajbir Kaur, as the deceased was regularly

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objecting to their illicit relations.

Learned counsel for the petitioners *inter alia* contend that petitioners are in custody since 09.10.2016. Material witnesses have already been examined. There are major contradictions in their statements. Co-accused Ajay Pal has already been granted regular bail. Therefore, treating case of the petitioners on the same parity, petitioners are entitled to regular bail.

On the other hand, learned State counsel, assisted by learned counsel for the complainant, has vehemently opposed the bail application.

Considering overall facts and circumstances, but without expressing any opinion on the merits of the case, the petitions are allowed. Consequently, petitioners are ordered to be released on bail, on their furnishing bail bonds and surety bonds to the satisfaction of Trial Court/Duty Magistrate concerned.

August 10, 2018
R.S.

(RAMENDRA JAIN)
JUDGE

Whether speaking/reasoned	Yes/No
Whether Reportable	Yes/No