

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

210

Criminal Misc. No.M-41854-2017

Date of Decision: March 27, 2018.

GURMEET KAUR

..... PETITIONER

Versus

STATE OF PUNJAB

..... RESPONDENT

CORAM:- HON'BLE MRS.JUSTICE LISA GILL

Present: Mr. S.P.S. Sidhu, Advocate
for the petitioner.

Ms. Seena Mand, DAG, Punjab.

1. Whether reporters of local papers may be allowed to see the judgment?
2. To be referred to the reporters or not?
3. Whether the judgment should be reported in the digest?

LISA GILL, J.

Prayer in this petition is for grant of anticipatory bail to the petitioner in FIR No. 88 dated 28.09.2017 under Sections 306 and 34 IPC, registered at Police Station Fatehgarh Panjtoor, District Moga.

Contentions on behalf of the petitioner as noted while granting interim relief read as under:-

'Learned counsel for the petitioner submits that marriage of the petitioner's son and the deceased was solemnized eight (08) years prior to the unfortunate incident. Two children were born out of this wedlock. Both the children are being looked after by the petitioner. The FIR in question was registered due to some misunderstanding between the parties. The allegation that the present petitioner gave beatings to the deceased is

unsubstantiated as the post-mortem report does not indicate any injuries on the person of the deceased.'

Learned counsel for the petitioner submits that the petitioner who is the mother-in-law of the deceased has joined investigation and she undertakes to face the proceedings and not misuse the concession of anticipatory bail, if afforded to her. Therefore, it is prayed that this petition be allowed.

Learned counsel for the State, on instructions, from HC-Lakhbir Singh, verifies that the petitioner has joined investigation and is not involved in any other criminal case. Her custodial interrogation it is stated is not required. It is further informed that cancellation report in this case has been prepared.

There are no allegations on behalf of the State that the petitioner is likely to abscond or that she is likely to dissuade the witnesses from deposing true facts before the Court, if released on bail.

Keeping in view the facts and circumstances as above but without commenting upon or expressing any opinion on the merits of the case, this petition is allowed. Consequently, order dated 09.01.2018 is made absolute.

It is clarified that none of the observations made hereinabove shall be construed to be a reflection on the merits of the case. The same are solely confined for the purpose of decision of the present petition.

March 27, 2018
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(LISA GILL)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No