

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

Criminal Misc.No.M-51416 of 2018 (O&M)

Date of Decision : 03.12.2018

Babalpreet Kaur

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM : HON'BLE MR. JUSTICE RAJ SHEKHAR ATTRI

Present : Mr. P.B.S.Goraya, Advocate
for the petitioner.

Mr. V.G.Jauhar, Sr. DAG, Punjab.

Mr. H.S.Ahuja, Advocate for
Mr. Jaswinder Singh Grewal, Advocate for the complainant.

RAJ SHEKHAR ATTRI, J. (Oral)

CRM-42640 of 2018

Application is allowed, as prayed for, subject to all just exceptions. Copy of challan under Section 173 Cr.P.C. is taken on record.

CRM M-51416-2018

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.35 dated 23.05.2018, registered under Section 306 IPC, at Police Station Khalra, District Tarn Taran.

The FIR has been registered on the basis of suspicion. Complainant Baljit Singh, who is the father of deceased, suspected that his son had love affair with the petitioner and the deceased used to meet her and he committed suicide in front of the house of the petitioner. The cause of death is poisoning.

It has been strongly argued that role of the petitioner qua

offence under Section 306 IPC is debatable.

The petitioner is in custody since 09.08.2018. The trial of the case will take long time. No useful purpose will be served by keeping the petitioner in custody.

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 Babalpreet Kaur is ordered to be released on regular bail on furnishing bail bond and surety bond to the satisfaction of concerned trial Court/Chief Judicial Magistrate/Duty Magistrate, 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- (b) In the event of her absence on any date of hearing, the benefit of bail allowed to the petitioner shall stand withdrawn.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 her 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.
- (d) She will maintain peace and be of good behaviour.

03.12.2018
mamta

(RAJ SHEKHAR ATTRI)
JUDGE

Whether speaking/reasoned
Whether Reportable :

Yes/No
Yes/No