

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

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**CRA-D-767-DBA-2005 (O&M)
Date of Decision : 24.01.2019**

State of Haryana

... Appellant

Versus

Jalwant Singh and others

...Respondents

**CORAM:HON'BLE MR. JUSTICE A.B.CHAUDHARI
HON'BLE MR. JUSTICE HARNARESH SINGH GILL**

Present: Mr. Vivek Saini, DAG, Haryana.

None for the respondents.

A.B. CHAUDHARI.(ORAL)

The State of Haryana feeling aggrieved by the judgment/order dated 10.06.2005 passed by Sessions Judge, Kurukshetra in Sessions case No. 13 of 2003 in case FIR No. 94 dated 30.03.2003, under Section 302 IPC, Police Station City Thanesar, by which the respondent-Amarjit Kaur @ Rano wife of Jalwant Singh was acquitted for offence under Section 302 IPC for commission of two murders, filed the present criminal appeal.

Learned State counsel at the outset made a statement that the main accused namely Jalwant Singh i.e. husband of the present respondent died on 11.06.2006. Accordingly, appeal against her husband namely Jalwant Singh stands abated. We, dismiss the appeal against accused-Jalwant Singh as abated.

Insofar as respondent No.2-Amarjit Kaur @ Rano is concerned,

we find that the trial court has found that there was no specific evidence against her.

Learned State counsel submits that respondent no.2-Amarjit Kaur had got recovered blood stained clothes of her and Jalwant Singh. That cannot be sufficient to convict a person. Prosecution had relied on statement of Jai Bhagwan under Section 161 Cr.P.C. for extrajudicial confession. However, he was not examined by the prosecution. To conclude there is no evidence against the present-respondent. Hence we pass the following order:-

ORDER

(i) Criminal Appeal No.767-DBA of 2005 is dismissed.

(A.B. CHAUDHARI)
JUDGE

(HARNARESH SINGH GILL)
JUDGE

24.01.2019
pooja saini

Whether speaking/reasoned?

Yes/No

Whether reportable?

Yes/No