

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

**CRM-M No. 37866 of 2019
Date of Decision:-16.09.2019**

Karamjeet Kaur

...Petitioner

Versus

State of Punjab

...Respondent

CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ

Present:- Mr. Gurbir Singh Sidhu, Advocate
for the petitioner.

Mr. Ramdeep Partap Singh, DAG, Punjab.

MANOJ BAJAJ J.(Oral)

Petitioner-Karamjeet Kaur has filed the present petition under Section 439 Cr.P.C. for grant of regular bail pending trial in case FIR No.77 dated 29.6.2019, under Section 306 IPC read with Section 34 IPC, registered at Police Station Chhajali, District Sangrur.

The FIR was lodged on the statement of Gurjant Singh, father of the victim Jagsir Singh @ Jaggi. As per his statement, his elder son Jagsir Singh @ Jaggi (deceased), who was working as a labourer, got married with Karamjit Kaur (petitioner) daughter of Bhola Singh, resident of Dharampura, for the last 7/8 months. Karamjit Kaur (petitioner) was having illicit relations with some unidentified person, therefore, Jagsir

Singh alias Jaggi (deceased) made her understand numbers of times but she did not stop, therefore, Jagsir Singh @ Jaggi (deceased) was mentally upset. On 27.6.2019, there was some altercation between Jagsir Singh @ Jaggi and Karamjeet Kaur on some issue and deceased made Karamjeet Kaur understand in this regard, however, Karamjeet Kaur started blaming deceased regarding giving her beatings and harassment and started threatening that she will get Jagsir Singh @ Jaggi and his father booked in criminal case. On 28.6.2019, Bhola Singh (father) of Karamjeet Kaur came to his house and at that point of time, Jagsir Singh @ Jaggi (deceased) became very tense. When complainant and his family members have gone out of house in concern with their labour work, at about 7.00 p.m., outer gate of the house was locked from inside and when nobody opened the same on the call given from outside, then Bikker Singh @ Bicky (young son of complainant) jumped over the wall and opened the gate from inside. Then complainant and his wife also entered and found that the door of the room was little open. When they had entered into the room, then they found the dead body of Jagsir Singh @ Jaggi (deceased) hanging from the girder of the roof.

Learned counsel for the petitioner contends that the FIR was recorded on the basis of statement of father-in-law of the petitioner on the suspicion that his daughter-in-law was having an illicit relation with someone, which had driven the husband (son of the complainant) to commit suicide. Learned counsel contends that the co-accused of the petitioner has already been granted concession of regular bail vide order dated 12.9.2019

passed by this Court. According to him there are no particulars mentioned in the FIR regarding illicit relations except the suspicion. He submits that after completion of investigation, final report has been submitted and therefore, further custody of the petitioner may not be justified.

On the other hand, the prayer has been opposed by learned State counsel, who is assisted by ASI Gurmeet. He submits that the deceased had left behind the suicide note, wherein, it was mentioned that his wife was responsible behind his taking this extreme step. According to him it was mentioned by the victim that since the petitioner had levelled false accusations against him, therefore, he was finishing his life.

At this stage, learned counsel for the petitioner contends that the reason given by the victim is entirely different than the version contained in the FIR.

Considering the above and the fact that the trial is likely to consume some time, further detention of the petitioner may not be justified, therefore, without meaning any expression of opinion on the merits of the case, it is ordered that the petitioner be released on regular bail subject to her furnishing the requisite bail bonds and surety bonds to the satisfaction of the trial Court, Sangrur.

The petition is allowed.

September 16, 2019
Vijay Asija

(MANOJ BAJAJ)
JUDGE

Whether speaking/reasoned
Whether Reportable

Yes / No
Yes / No