

230.

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

CRM-M-41170-2019

Date of decision: 23.10.2019

CHANCHALA RANI @ CHANCHAL

... Petitioner

versus

STATE OF PUNJAB

.... Respondent

CORAM: HON'BLE MR. JUSTICE HARI PAL VERMA

Present: Mr. Preetinder S. Ahluwalia, Advocate,
for the petitioner.

Mr. Saurav Khurana, DAG, Punjab.

HARI PAL VERMA, J. (Oral)

Prayer in the present petition filed under Section 439 Cr.P.C. is for grant of regular bail to the petitioner, pending trial, in case FIR No.61 dated 04.06.2019 registered under Sections 304-B and 34 of IPC at Police Station Navi Baradari, Police Commissionerate, Jalandhar, District Jalandhar.

Counsel for the petitioner has argued that the petitioner is a widow (mother-in-law of the deceased-Raman Bala) and is in custody since 05.06.2019. The marriage of the deceased was solemnized with Amit Kumar @ Bantu (son of the petitioner) on 13.05.2013 and it is after more than 6 years of marriage, the occurrence has taken place. He submits that the petitioner has two other children i.e. one son and a daughter and is visiting them oftenly. He refers to the visa granted in favour of the deceased which was sponsored by the other son of the petitioner, namely, Anil Kumar, dated

09.05.2019. He states that now the investigation is over and trial is not likely to be concluded in the near future, as charge has not yet been framed.

Learned State counsel states that the deceased has died within 7 years of her marriage and for not bringing dowry, the petitioner used to give sarcastic remarks to the deceased and in this manner, the petitioner had been assisting her son while giving beating to the deceased.

I have heard counsel for the parties.

The petitioner is a widowed mother-in-law of the deceased. The marriage was solemnized on 13.05.2013 and she has died on 04.06.2019 by hanging and nothing has been brought on record to support the case of the prosecution that during the period of more than 6 years of marriage, there was any complaint against the petitioner. Thus, this Court deems it appropriate to admit the petitioner on bail.

Accordingly, the present petition is allowed and the petitioner is admitted on regular bail subject to her furnishing bail bonds/surety bonds to the satisfaction of trial Court.

The observations made hereinabove shall not be construed as an expression on the merits of the case and the trial court shall decide the case on the basis of available material.

(HARI PAL VERMA)
JUDGE

23.10.2019
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Whether speaking/reasoned?	Yes/No
Whether reportable?	Yes/No