

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-51320-2019

Date of Decision: 20.12.2019

Pooja

.. Petitioner

Vs.

State of Punjab

..Respondent

CORAM: HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. Yashpal Thakur, Advocate for the petitioner.

Mr. Ramdeep Partap Singh, DAG, Punjab.

...

Manoj Bajaj, J. (Oral)

Petitioner has filed this petition under Section 439 of the Code of Criminal Procedure for grant of regular bail in case FIR No.67 dated 22.04.2019, under Section 306 IPC, 1860 registered at Police Station City-I Sangrur, District Sangrur. The petitioner is in custody since her arrest on 23.04.2019.

FIR was lodged on the statement of Ram Singh, wherein it was alleged that he was working in Holy Heart Convent School, Sangrur as a driver and has two sons and a daughter. In the year 2011, his son Parminder Singh @ Happy was married to Sheenu d/o Sukhdev Singh and out of the said wedlock, a son was born (Sabanpeet Singh). After divorce in 2016, his son entered into matrimonial alliance with Karamjit Kaur d/o Darshan Singh and from this marriage, a daughter was born. According to the complainant, for the past two months, his son was having relationship with Pooja d/o Gurdev Singh, who used to visit their house but later on she developed

relationship with another person, namely, Kuldeep Singh @ Kalu. The said person Kuldeep Singh @ Kalu used to restrain his son from keeping relationship with her and Pooja also started disliking his son Parminder Singh @ Happy and on her instigation, Kuldeep Singh @ Kalu started blackmailing him. Distressed with this, the son of the complainant Parminder Singh @ Happy committed suicide on 22.04.2019.

Learned counsel for the petitioner contends that admittedly the victim was already married twice and had children, therefore, the reason given by the complainant behind the suicide of victim was not worth believing. According to him, the deceased was having illicit relations with petitioner Pooja and thereafter, she developed relations with another person, namely, Kuldeep Singh @ Kalu and in case, she had distanced herself from him, it cannot be construed as an abetment. He submits that co-accused Kuldeep Singh @ Kalu has already been granted the concession of regular bail by this Court vide order dated 17.09.2019. He further submits that the investigation of the case is complete and final report stands filed, therefore, further detention of the petitioner may not be justified.

On the other hand, learned State counsel assisted by ASI Ranjit Singh has opposed the prayer. However, it is not disputed this fact that the victim was previously married and having children. He also does not dispute this fact that the co-accused has already been granted the benefit of regular bail.

Considering the above background and the fact that the trial is likely to take 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 requisite bail bonds/surety bonds to the satisfaction of the trial Court concerned.

The petition is allowed.

20.12.2019
Jasmine Kaur

(MANOJ BAJAJ)
JUDGE

Whether speaking/reasoned	Yes
Whether reportable	No