

CRM-M-7866 of 2020
Date of Decision: 02.03.2020

Indro Bai Petitioner

Versus

State of Punjab ... Respondent

CORAM: HON'BLE MS. JUSTICE JAISHREE THAKUR

Present: Mr. Manvinder Singh Sidhu, Advocate
for the petitioner.

Mr. Sidakmeet Singh Sandhu, Asst. A.G.Punjab.

JAISHREE THAKUR, J. (ORAL)

The instant petition has been filed under Section 439 Cr.P.C. for grant of regular bail to the petitioner in case FIR No. 33 dated 30.03.2017, under Sections 302, 304B, 149 IPC, registered at Police Station Sadar Fazilka.

Learned counsel for the petitioner contends that the petitioner is none other than the mother-in-law of the deceased, while arguing that the similarly placed co-accused has been allowed regular bail in CRM-M-19265 of 2019 by an order of this Court dated 04.02.2020. It is also argued that question would arise as to who was the perpetrator of the crime, since, no poison was detected in her system and it was found that she died of asphyxia.

Learned counsel appearing on behalf of respondent-State, on instructions from the Investigating Officer, opposes the grant of regular bail to the petitioner, while submitting that offences alleged against the petitioner are serious in nature, however, he does not dispute the fact that similarly placed co-accused has already been enlarged on regular bail.

I have heard learned counsel for the parties.

Since, the trial is likely to take some time as statements of only four out of fourteen witnesses have been recorded and in view of the fact that that the petitioner is in custody for a considerable length of time, no useful purpose would be served in keeping the petitioner behind bars. The instant petition is allowed and the petitioner-Indro Bai is directed to be released on regular bail on execution of adequate personal bond and surety bond to the satisfaction of concerned trial Court/Duty Magistrate. However, any observation made herein is not to affect the merit of the case.

(JAISHREE THAKUR)
JUDGE

02.03.2020
Maninder

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No