

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

204

CRM-M-12337-2020

Date of decision : 02.07.2020.

Amandeep Kaur and another

... Petitioners

Versus

State of Punjab

.. Respondent

CORAM :HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present:- Mr. P.K.S. Phoolka, Advocate for the petitioners.

Mr. Dhruv Dayal, Senior DAG, Punjab.

Anupinder Singh Grewal, J. (Oral)

The petitioners are seeking regular bail in FIR No.211 dated 19.11.2019, under Sections 302, 307 and 34 IPC, registered at Police Station Sadar, Faridkot.

Learned counsel for the petitioners contends that it is alleged in the FIR that petitioner No.2 had instigated petitioner No.1, who is his wife to set on fire the deceased, who is the mother of petitioner No.2 and mother in-law of petitioner No.1. He further contends that the prosecution story is highly improbable especially when the complainant, namely, Babu Ram, who is the husband of deceased has not supported the prosecution case qua the involvement of the petitioners. He also contends that the petitioners are in custody for over seven months and there is nobody to look after their two minor children.

Learned State counsel, upon instructions from SI Ravinder Kaur, Police Station, Sadar, Faridkot, contends that the petitioners are in custody for seven months and eleven days. He further contends that four prosecution

witnesses have been examined while seven PWs remained to be examined. He also contends that the complainant- Babu Ram and eye witness, namely, Dev Raj, who is his brother, have been won over by the petitioners and have not supported the prosecution case. Another eye-witness, who is the brother of petitioner No.2, is yet to be examined.

Heard through video conferencing.

In view of the submissions of the learned counsel for the petitioners, especially when the petitioners are in custody for over 07 months; the complainant has not supported the prosecution case; the COVID-19 pandemic and the conclusion of the trial is likely to take some time, I deem it a fit case to grant the concession of regular bail to the petitioners.

Therefore, without expressing any opinion on the merits of the case, the instant petition is allowed. The petitioners are ordered to be released on regular bail on their furnishing requisite bonds to the satisfaction of the trial Court/Duty Magistrate concerned.

(ANUPINDER SINGH GREWAL)
JUDGE

July 02, 2020
sonia gugnani

Whether speaking/reasoned	:	Yes/No
Whether Reportable	:	Yes/No