

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

207

**CRM-M-12910-2020
Decided on : 05.06.2020**

Manjit Kaur

... Petitioner

Versus

State of Punjab

... Respondent

CORAM : HON'BLE MR.JUSTICE G.S. SANDHAWALIA

Present: Mr. Vijat Lath, Advocate and
Mr. Naveen Sharma, Advocate for the petitioner.

Mr. H.S. Grewal, Addl. AG, Haryana.

G.S. Sandhawalia, J. (Oral)

The matter has been taken up by way of Video Conferencing facility in view of COVID-19 situation, as per instructions issued.

In the present petition filed under Section 439 Cr.P.C., the petitioner is seeking concession of regular bail in case FIR No.179 dated 19.11.2019 under Sections 306 IPC registered at Police Station Sadar Jalandhar, Tehsil & District Jalandhar.

Counsel for the petitioner has argued that the petitioner has been named in the statement dated 27.08.2019 which led to the lodging of the FIR dated 19.11.2019. The said statement was made by the father of the deceased Lakhwinder Singh namely Sajjan Singh that his son had been killed by the petitioner with the help of unknown persons and she was having political links as such. It has also come in the FIR that the deceased and Manjit Kaur were residing together in a rented accommodation in Sainik Vihar Colony, Khusropur, Jalandhar and the deceased was working as a Security Guard. On account of a quarrel which had been inter se them the incident had happened.

The bail application has been dismissed by the Additional Sessions Judge, Jalandhar on the ground that there are grave direct allegations against the petitioner of mentally torturing the deceased and demanding money.

The petitioner is in custody since 09.12.2019 and is a lady and is stated to have a minor child of 8 years, as per the birth certificate (Annexure P-4).

It has been brought to the notice of this Court that on an earlier occasion immediately after the incident of suicide on 17.08.2019, the statement of the complainant had been recorded (Annexure P-2) that the son was out of control and residing alone and had committed suicide by hanging himself with a fan. The deceased was posted at Life Style Mall and, the complainant had stated that he had no suspicion on anyone as such. Thereafter, proceedings under Section 174 Cr.P.C., had been conducted.

Apparently, the improvement has been there 10 days later on the basis of which the petitioner has been taken into custody. Even the FIR does not show that any abetment as such had been done by the petitioner and that she had instigated the deceased to commit suicide.

In such circumstances, keeping in view the period of detention which has been undergone by the petitioner, this Court is of the opinion that the petitioner is entitled for the benefit of regular bail. Accordingly, the bail application is allowed. The petitioner shall be released on bail on furnishing of bail bonds/sureties to the satisfaction of the Trial Court/Duty Magistrate, Jalandhar.

June 05, 2020
Naveen

(G.S. SANDHAWALIA)
JUDGE

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