

HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM-M-16735-2020 (O&M)

Date of Decision: 14.07.2020

Jashandeep Kaur

... Petitioner

VS.

State of Punjab

... Respondent

CORAM: HON'BLE MR.JUSTICE GIRISH AGNIHOTRI

Present: Mr. Jagjit Gill, Advocate for the petitioner

Mr. BS Sewak, AAG Punjab

GIRISH AGNIHOTRI, J. (Oral)

The matter has been taken up through video conferencing on account of lockdown due to outbreak of COVID-19 pandemic.

The petitioner Jashandeep Kaur stated to be aged 30 years, has filed the present petition *inter alia* with a prayer for grant of regular bail in case FIR No.144 dated 20.08.2019 under Sections 302/328/309 IPC (later on deleted and Section 306 IPC was added) registered at PS City Kotkapura, District Faridkot.

Learned counsel based upon the pleadings in the petition submits that the present case has been registered on the complaint of Gurdeep Singh brother of deceased Charanjit Singh. At one stage, the police deleted Sections 302/328/309 vide rapat No. 16 dated 21.08.2019. The petitioner was arrested on 01.09.2019. It is further the case of the petitioner that unfortunately Charanjit Singh died on 21.08.2019 and thereafter Section 306 IPC was added.

It is stated that the marriage between the petitioner and the deceased had taken place 12 years ago. The FIR seems to have been lodged under some mistaken impression. The petitioner and her sister were

married to real brothers namely, Charanjit Singh (the deceased) and Ram Singh.

Notice of motion.

On the asking, Mr. BS Sewak, AAG Punjab accepts notice on behalf of the respondent through video conferencing.

Learned State counsel submits that the challan in this case has been presented on 27.11.2019. Out of a total of 17 witnesses, none has been examined.

Faced with this, counsel for the petitioner then submits that due to COVID situation retention of the petitioner in jail is dangerous to her life and otherwise also the trial is likely to take some time.

In view of the above, this Court deems it appropriate to release the petitioner on regular bail subject to her furnishing adequate bail bonds/surety bonds to the satisfaction of the Duty Magistrate/trial court concerned.

However, it is made clear that anything observed herein shall not be construed to be an expression on merits of the case.

Disposed of.

14.07.2020

vishal shonkar

1. *Whether speaking/reasoned?*
2. *Whether reportable?*

(Girish Agnihotri)
Judge

Yes/No
Yes/No