

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

CRM-M-18794-2020 (O&M)

Date of decision : 22.07.2020

Paramjit Kaur

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Mr. Sandeep Verma, Advocate,
for the petitioner.

Mr. Mehardeep Singh, Addl.A.G., Punjab.

JITENDRA CHAUHAN, J. (Oral)

The matter has been taken up through video-conferencing in the light of the pandemic COVID-19 situation and as per instructions.

The instant petition has been preferred under Section 439 Cr.P.C. seeking bail in FIR No.22 dated 15.02.2016, registered under Section 302 read with Section 34 of the Indian Penal Code, at P.S. City Malout.

Contends that it is a case of death by poisoning due to Aluminum Phosphate, which cannot be forcibly administered due to its pungent smell. Therefore, Section 302 IPC is not attracted in this case. The petitioner is behind the bars since 16.02.2016. She is not involved in any other FIR.

On the other hand, learned State counsel has opposed the instant petition. On instructions, learned State counsel submits that all the prosecution witnesses stand examined and the trial is at the fag end.

Heard.

Considering the fact that the all the prosecution witnesses stand

examined and the trial is about to conclude, no case for grant of bail is made out, at this stage.

However, considering the fact that the FIR was got registered on 15.02.2016 and the petitioner is in continuous custody since 16.02.2016, the trial Court is directed to conclude the trial expeditiously.

Anything noticed hereinabove shall not be construed as an expression of opinion on the merits of the case.

22.07.2020

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**(JITENDRA CHAUHAN)
JUDGE**

Whether speaking / reasoned : Yes No

Whether Reportable : Yes No