

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

Criminal Misc.-M-20147 of 2020
Date of Decision: October 06, 2020

Simranjit Kaur

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. G.P.S.Ghuman, Advocate,
for the petitioner.

Mr. Ramdeep Partap Singh, DAG, Punjab.

Mr. Munish Gupta, Advocate,
for the complainant.

MANOJ BAJAJ, J. (Oral)

Petitioner has filed this petition under Section 439 Cr.P.C. for grant of regular bail, pending trial in case FIR No.91 dated 03.06.2020, under Sections 306 and 120-B IPC, registered at Police Station, Sadar Khanna, District Ludhiana. The petitioner is in custody since her arrest on 07.06.2020.

The above FIR was registered on the statement of complainant-Harjit Singh, wherein it was alleged that his son Sandeep Singh was married Simranjit Kaur seventeen years back and one daughter was born. Simranjit Kaur was angry and quarrelsome lady. After the marriage, she started quarreling and used to ask for transfer of the land of the complainant in her name. Complainant tried to advise her, but she did not listen and pressurized the complainant to transfer the land, due to which Sandeep

Singh was under stress and on seeing his condition, complainant separated Sandeep Singh and Simranjit Kaur, so that they would remain happy. Despite that, Simranjit Kaur did not mend her ways and continued to harass Sandeep Singh. Half share of the land was sold and the sale proceeds were deposited in the account of Simranjit Kaur and regarding the remaining fifteen acres land, lease amount of Rs.1,80,000/- after every six months used to be given to Sandeep Singh and Simranjit Kaur. On 01.06.2020, Simranjit Kaur quarreled with Sandeep Singh on the pretext that the entire land be transferred on her name and about 3.00/4.00 p.m., Simranjit Kaur along with her daughter left the house of complainant and Sandeep Singh tried to persuade her, but she did not come back. On 02.06.2020 at about 4.00/5.00 p.m., the complainant noticed that in the room of Sandeep Singh, TV and AC were on and he was not in the room and in the bathroom, his dead body was lying hanging with rope tied with the hook of the roof. On these broad allegations, the above FIR was registered.

Learned counsel for the petitioner contends that the marriage of the petitioner with the victim (deceased) was solemnized in the year 2003 and no complaint whatsoever was made by the victim himself against her. He has contended that the allegations of transfer of land in favour of the petitioner are not supported by any convincing material and the victim had voluntarily ended his life. According to him, the investigation of the case is complete and, therefore, the further custody of the petitioner may not be necessary as the trial is likely to consume considerable time to conclude. He prays for grant of regular bail, during the pendency of the trial.

On the other hand, the prayer is opposed by the learned State counsel, assisted by the learned counsel for the complainant. Learned State

counsel, on instructions from ASI Baljit Singh, submits that the investigation of the case is complete and the final report has been filed on 01.08.2020.

After hearing the learned counsel for the parties, this Court finds that the investigation of the case is complete, however, the charges are yet to be framed. This Court is cognizant of the fact that the outbreak of pandemic COVID-19 in the region may delay the conclusion of trial. Admittedly, the petitioner is presently confined in judicial custody since 07.06.2020 and her further detention may not be necessary for any useful purpose, therefore, this Court does not find any reason to decline the prayer.

Resultantly, without meaning any expression of opinion on the merits of the case, it is ordered that the petitioner be released on regular bail subject to her furnishing requisite bail bonds/surety bonds to the satisfaction of the trial Court/Duty Magistrate, Ludhiana.

The petition is allowed.

October 06, 2020
ramesh

(MANOJ BAJAJ)
JUDGE

Whether speaking/reasoned
Whether Reportable:

Yes/No
Yes/No