

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

CRM-M No.54035 of 2019

Date of decision: 04.03.2020

Kuldeep Kaur

....Petitioner

Versus

State of Punjab

....Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. Naresh Kumar, Advocate
for the petitioner.

Mr. Joginder Pal Ratra, DAG, Punjab.

ARVIND SINGH SANGWAN J. (Oral)

Prayer in this petition is for grant of regular bail to the petitioner in FIR No.221 dated 27.11.2019 registered under Sections 306, 34 IPC at Police Station Bhogpur, District Jalandhar.

Counsel for the petitioner has argued that as per the allegations in the FIR, registered at the instance of Smt. Sonia, it is stated that her husband Joginder Pal was sitting on the roof of the house. He was under stress because Neelam wife of Ramesh was causing harassment to him and was demanding Rs.6 lacs. The husband of the complainant had sent the son of the aforesaid Neelam abroad and on that account, she was threatening him. Similarly, the husband of the complainant has also sent some other persons, who were also causing harassment to the husband of the complainant and on that account, he has committed the suicide.

Counsel for the petitioner has further submitted that prior to committing suicide by the husband of the complainant, a civil suit was filed by the deceased Joginder Pal against Taranjit Singh, Gurdeep Singh and Kuldeep Kaur (the present petitioner) regarding a house and the father-in-law of the petitioner has filed a counter-claim in the said case. It is also argued that there is nothing on record to suggest that the petitioner has abetted the deceased in a manner that he committed suicide.

Reply by way of affidavit of the Investigating Officer, Police Station Bhogpur, District Jalandhar (Rural) filed in the Court is taken on record.

As per the reply, the investigation qua the petitioner is complete and the suicide note which was recovered in the diary of Joginder Pal has been sent to Forensic Science Laboratory for comparison. It is further stated that challan against the petitioner and Gurdeep Singh which stands presented before the Illaqa Magistrate on 24.01.2020, has been committed to the Court of Sessions and the same is now pending for framing of the charge.

Without commenting anything on merits of the case, considering the fact that the custodial interrogation of the petitioner is not required; challan against the petitioner stands presented before the trial Court; the case before the trial Court is now pending for framing of charge and the conclusion of the trial will take some time, this petition is allowed and the petitioner is directed to be released on bail subject to her furnishing bail/surety bonds to the satisfaction of the trial Court/Illaqa Magistrate/Duty Magistrate.

However, it will be open for the prosecution to apply for

cancellation of bail of the petitioner, in case she is found involved in any other case or misusing the concession of bail, in any manner.

(ARVIND SINGH SANGWAN)
JUDGE

04.03.2020
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Whether speaking/reasoned:	Yes/No
Whether reportable:	Yes/No