

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

CRM-M-3653-2021
Date of Decision : 23.03.2021

Paramjit Kaur

....Petitioner

Versus

State of Punjab

....Respondent

CORAM: HON'BLE MR JUSTICE ARVIND SINGH SANGWAN

Present : Mr. Sarju Puri, Advocate
for the petitioner.

Mr. Joginder Pal Ratra, DAG, Punjab.

Mr. Maninder Singh Saini, Advocate
for the complainant.

(Through Video Conferencing)

ARVIND SINGH SANGWAN, J. (Oral)

The petition prays for grant of anticipatory bail in FIR No. 02 dated 03.01.2021, registered under Sections 306 and 34 of the IPC at Police Station Sadar Nawanshahr, District SBS Nagar, Punjab.

The operative part of the order dated 27.01.2021, vide which the petitioner has been granted interim bail, is reproduced below:

“Learned counsel for the petitioner submits that as per allegations in the FIR, registered at the instance of complainant Raj Kaur, it is stated that her husband has been working in different foreign countries for the last about 15/16 years and presently, he has gone to Doha, Qatar, where he is working for the last 03 years. It is further stated that complainant has five children, out of which, the elder son, namely Lakhwinder Singh @ Lakha, has gone to Dubai three years ago. The said son of the complainant, while residing abroad, informed the complainant that he was talking with a lady, namely Neeru @ Noor, who is daughter of Ram Pal, and she is ready to perform marriage with him. On this, the complainant gave his consent.

On 26.12.2020, the complainant, along with her daughter Balbir Kaur and younger son Sukhwinder Singh, was present in their house and at about 03.30 PM, Neeru's mother and aunt (massi) came there. Neeru's mother told that the marriage of the children is not performed in nearby in their families and thereafter, they went back. On 27.12.2020, Lakhwinder Singh suddenly returned from Dubai and informed complainant that Neeru has asked him to return quickly before 01.01.2021, otherwise her family members would perform her marriage somewhere else. On 01.01.2021, complainant, along with her brother Satnam Singh, went to the house of Neeru for initiating the talks of marriage, however, Neeru, on the asking of her father, backed out of the marriage. When complainant returned, her son Lakhwinder Singh again told her that Neeru had informed him that she wanted to perform marriage with him. Thereafter, some talks took place between the parties and after sometime, Inderjit @ Shera informed complainant that when he reached in front of the house of Neeru, he saw that Lakhwinder Singh was being given beatings by the parents and aunt (massi) of Neeru along with some other persons. Thereafter, Lakhwinder Singh was taken to a hospital and when the complainant reached there, he told her that Neeru's family had given beatings to him and put some poisonous substance in his mouth forcibly.

Learned counsel for the petitioner further submits that petitioner is not the real maternal aunt of Neeru and only four days ago of the incident, she had gone to the house of the complainant.

Learned counsel further submits that there is no direct allegation against the petitioner in the FIR and it will be a matter of trial whether the petitioner has abetted the deceased to commit suicide.

Notice of motion for 23.03.2021.”

Learned counsel for the petitioner submits that the petitioner, in pursuance to the order dated 27.01.2021, has already appeared before the SHO/Investigating Officer and has joined the investigation.

Learned State counsel, on instructions from SHO/Investigating Officer, has not disputed the factual position and submits that the petitioner has joined the investigation and is no more required for any further investigation.

In view of the above, the petition is allowed and the interim bail granted to the petitioner, vide order dated 27.01.2021, is made absolute subject to the conditions envisaged under Section 438(2) Cr.P.C.

23.03.2021

Waseem/Chetan

(ARVIND SINGH SANGWAN)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No