

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

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**CRM-M-23677-2021.**

**Date of Decision: 20.08.2021.**

Savita

....Petitioner.

Versus

State of Punjab

....Respondent.

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**CORAM: HON'BLE MR. JUSTICE LALIT BATRA**

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**Present:** Mr. Sandeep Gahlawat, Advocate for petitioner.

Mr. Mehardeep Singh, Additional Advocate General, Punjab.

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**Lalit Batra, J.(Oral)**

Present petition under Section 439 Cr.P.C has been moved by petitioner-**Savita** for grant of regular bail in case FIR No.63 dated 11.03.2021 under Section 306 IPC read with Section 34 IPC, registered at Police Station City Muktsar, District Sri Muktsar Sahib.

Learned counsel for the petitioner *inter alia* contends that allegations levelled in the FIR are totally concocted, false and frivolous and there is no iota of truth therein. He further submits that Jatinder Kumar (since deceased) was married to petitioner about ten years back and they are blessed with two children. He further submits that as a matter of fact co-accused Vijay @ Vijay Lambha, brother of petitioner, used to help Jatinder Kumar (since deceased) financially as latter was not so much educated and he used to work as a 'Helper' in a General Store. He further urges that petitioner had never indulged in the act of any abetment or instigation and that too to abet or instigate her brother Vijay @ Vijay Lambha against her

Vijay @ Vijay Lambha has already been released on regular bail by this Court, vide order dated 28.05.2021 passed in CRM-M-17290-2021. He further submits that petitioner is languishing in custody since 11.03.2021 and she is no more required by the Investigating Agency for any investigation purpose. He further submits that after completion of investigation, final report under Section 173 Cr.P.C. (*Challan*) has already been presented in Court. He further submits that since trial of the case would take sufficient time to conclude, no useful purpose would be served by keeping the petitioner in custody further and she may be released on bail.

On the other hand, learned State counsel while opposing instant petition has vehemently argued that keeping in view seriousness of offence, petitioner does not deserve the concession of bail.

I have heard learned counsel for the parties and carefully gone through the record of the case.

At this stage, without commenting anything on the merits of the case lest it may prejudice the outcome of the trial but taking into consideration the fact that petitioner is languishing in custody since 11.03.2021; that co-accused Vijay @ Vijay Lambha has already been released on regular bail by this Court, vide order dated 28.05.2021 passed in CRM-M-17290-2021; that petitioner is no more required by the Investigating Agency for investigation purpose; that final report under Section 173 Cr.P.C. (*Challan*) has already been presented in Court and since trial of the case would take sufficient time to conclude, no useful purpose would be served by detaining the petitioner in custody further, thus, she deserves the concession of bail.

In view of above, instant petition for grant of regular bail moved by petitioner-**Savita** is allowed and she is ordered to be released on bail on her furnishing personal/surety bonds to the satisfaction of Trial Court/ Chief Judicial Magistrate/Duty Magistrate, Sri Muktsar Sahib, as the case may be.

**(LALIT BATRA)**  
**JUDGE**

**20.08.2021**

*jitender*

Whether speaking/ reasoned : Yes/ No

Whether Reportable : Yes/ No