

In virtual Court

CRM-M-24907-2021

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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-24907-2021 (O&M)
Date of decision: 07.07.2021

Ravinder Kaur and another

... Petitioners

Vs.

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. Varinder Basa, Advocate
for the petitioners.

Mr. Joginder Pal Ratra, DAG, Punjab.

Mr. Ritesh Pandey, Advocate
for the complainant.

ARVIND SINGH SANGWAN, J. (ORAL)

Prayer in this petition is for grant of anticipatory bail in FIR No.95 dated 20.05.2021 under Section 307, 459, 34 IPC, registered at Police Station Majitha, District Amritsar.

Learned counsel for the petitioners submits that the FIR was registered on the statement of Daljit Kaur with the allegations that her husband had died and she has two daughters and one son. Her daughters are married and

her son has solemnized love marriage and is living in Cyprus along with his wife. She has given 6 acres of land on lease and whenever she received the lease money, then petitioner No.1 Ravinder Kaur and her son-petitioner No.2 Navjot Singh, who are mother and brother of her daughter-in-law, used to come and forcibly took away the amount. On 12.05.2021, the accused came to her house and demanded the money. Upon refusal, both the petitioners threatened her and left the place. Again on 15.05.2021, in the night, they entered the house of the complainant and made an attempt to commit her murder by putting pillow on her face, due to which she became unconscious.

Learned counsel for the petitioners further submits that the petitioners have been falsely implicated, as son of the complainant has performed marriage with Navdeep Kaur, daughter/sister of the petitioners. It is also submitted that there is a delay of 05 days in registration of FIR.

In reply, learned State counsel, assisted by learned counsel for the complainant has, however, opposed the prayer for bail. It is submitted that when the complainant was brought to the hospital, the doctor opined as under: -

“INJURY REPORT, To The SHO, PS Majitha, Sir, Mrs. Daljit Kaur w/o S. Jodh Singh Age/Sex 65 years/Female R/o Village Bhangwan Tehsil Majitha, Distt. Amritsar was brought to our hospital at 10.55 AM on 16.05.2021 patient was brought unconscious. There were marks of both hands around her neck. It seems that someone had tried to her her throat so that she may not breathe. There was bleeding from her both eyes also there was

swelling all over her face. She was having chest pain and difficulty in breathing. She was brought in very difficult condition it was dangerous to her life.”

Learned State counsel further submits that for the purpose of proper investigation, custodial interrogation of the petitioners is required.

Learned counsel for the complainant has placed on record photographs to show that there are ligature marks on the neck of the complainant, who is an old lady aged about 65 years and was living alone, when an attempt to commit her murder was made by the petitioners. It is submitted that the motive of committing the offence is apparent, as the petitioners wanted to take away the lease money from the complainant, which is her only source of income and in that process, at about 12.00 pm, in the night, they have forcibly entered the house by scaling the outside wall and made an attempt to commit her murder.

After hearing learned counsel for the parties and considering the serious allegations levelled in the FIR, I find no ground to grant the concession of anticipatory bail to the petitioners.

Dismissed.

[ARVIND SINGH SANGWAN]
JUDGE

07.07.2021
vishnu

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No