

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

**CRM-M-26703-2021
Date of decision: 18.11.2021**

Paramjit Kaur @ Pammi

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- Mr. Dilpreet Singh Gandhi, Advocate
for the petitioner.

Mr. Joginder Pal Ratra, DAG, Punjab.

ARVIND SINGH SANGWAN, J. (Oral)

This petition has been filed under Section 439 of the Code of Criminal Procedure for grant of regular bail to the petitioner in case FIR No. 51 dated 25.05.2017, registered under Sections 302, 34 of the IPC at Police Station Sarhali, District Tarn Taran.

Learned counsel for the petitioner submits that as per allegations in the FIR, registered at the instance of complainant Mukhtiar Singh, it is stated that he is doing the labour work and has four children. His son Charanjit Singh was not present at home on 25.05.2017 and did not return back at night. The complainant started searching for him by contacting him on his mobile number 8198823650 but he could not be contacted. Later on, his nephew Kawaljit Singh saw a dead body of some unidentified person and informed the same to the complainant. Thereafter, he along with others went to the said place and saw that it was the dead body of his son Charanjit Singh bearing injury marks.

Learned counsel further submits that during investigation, the

postmortem of the dead body was conducted and thereafter, one Pargat Singh, Ex. Member of the Panchayat, was joined who recorded his statement that co-accused Simranjit Singh @ Shimba and petitioner Paramjit Kaur @ Pammi were the suspects and they were nominated in the present case. Later on, Simranjit Singh @ Shimba and petitioner were arrested. The petitioner confessed that she was having a relationship with deceased Charanjit Singh and she had called him at the place of occurrence and by putting red chilly powder in his eyes, the petitioner and Simranjit Singh @ Shimba has caused injuries and killed him. Similar disclosure was recorded by Simranjit Singh @ Shimba.

Learned counsel further submits that the primary evidence against the petitioner is with regard to 'last seen' evidence as well as her own confessional statement and except that, there is no evidence against her.

It is further stated that petitioner is in judicial custody for the last 04 years, 05 months and 14 days and the case is still at the stage of recording prosecution evidence and conclusion of trial is likely to take a long time.

Reply, by way of affidavit of DSP, Sub Division Patti, is filed in Court today. As per reply, after giving the details of the FIR and investigation as per report submitted under Section 173 Cr.P.C., it is stated that on the basis of the statement of aforesaid Pargat Singh, who had last seen the petitioner and co-accused Simranjit Singh @ Shimba with the deceased, both the accused were arrested and later on, they have suffered their disclosure statement. It is also submitted that recovery of the knife, gandassi and clothes of deceased was effected from co-accused Simranjit Singh @ Shimba and the red chilly powder was recovered from the present

petitioner.

Learned counsel for the petitioner, in reply, submits that petitioner is a lady; she is a married woman; has her own family to look after and looking at the long custody of the petitioner, she may be enlarged on regular bail.

I have heard learned counsel for the parties.

Without commenting upon the merits of the case, considering the aforesaid facts and circumstances and also in view of the fact that learned State counsel has stated that out of total 27 prosecution witnesses, only 05 witnesses have been examined so far, which means that conclusion of trial is likely to take some time, the instant petition is allowed. The petitioner is ordered to be released on regular bail on her furnishing bail/surety bonds to the satisfaction of the trial Court/Duty Magistrate/Illaq Magistrate, concerned.

18.11.2021

Waseem Ansari

**(ARVIND SINGH SANGWAN)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No