

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(101)

CRM No. M-29731 of 2021
Date of Decision : 29.07.2021

Smt. Sunita

...Petitioner

Versus

State of Punjab

...Respondent

(through video conferencing)

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Dhanvinder Singh Nigha, Advocate for the petitioner.

Ms. Jaspreet Kaur, Assistant Advocate General, Punjab.
(keeping in view advance copy given)

Mr. Salil Bali, Advocate for the complainant.

Harsimran Singh Sethi J. (Oral)

Present is the second anticipatory bail petition filed by the petitioner in respect of FIR No. 41, dated 08.05.2021, registered under Section 306, 34 IPC, at Police Station Kulgarhi, District Ferozepur.

Learned counsel for the petitioner has only raised an argument that the petitioner is looking after the minor child left behind by the deceased and, therefore, she be granted the benefit of anticipatory bail.

Notice of motion.

Ms. Jaspreet Kaur, learned Assistant Advocate General, Punjab, who has joined the proceedings through video conference, keeping in view the service of advance copy of petition, accepts notice on behalf of the respondent-State and Mr. Salil Bali, Advocate, who has also joined the proceedings through video conference, accepts notice on behalf of the

complainant.

Learned State counsel submits that there are specific allegations against the petitioner of beating the deceased and further on more than one occasion, the petitioner along with her family had undertaken before the Panchayat not to harass the deceased but nothing changed and ultimately, Neha, the deceased, was forced to consume some poisonous substance.

I have heard learned counsel for the parties and have gone through the record with their able assistance.

Learned counsel for the petitioner very fairly submits that after arguing the first anticipatory bail petition, he had withdrawn anticipating the dismissal of the same. No changed circumstances have been brought to the notice of this Court, which led the petitioner to file this second anticipatory bail application. Once, there are specific allegations against the petitioner of beating the deceased and harassing her, the custodial interrogation of the petitioner is necessary to unearth the truth, which forced the deceased to take her life and that too leaving behind her infant.

No ground is made out to grant the benefit of anticipatory bail to the petitioner hence, the same is dismissed.

However, it is made clear that anything observed herein shall not be construed to be an expression of any opinion on the merits of the case.

July 29, 2021
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(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No