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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-28733-2020 (O&M)

Date of decision: 15.02.2021.

KARAMJIT KAUR @ MANJIT KAUR

... Petitioner

Versus

STATE OF PUNJAB

.... Respondent

CORAM: HON'BLE MR. JUSTICE HARI PAL VERMA

Present: Ms. Amarinder Kaur, Advocate, for the petitioner.

Mr. Sandeep Kumar, DAG, Punjab.

HARI PAL VERMA, J. (Oral)

CRMs-3323 & 3325-2021

Prayer in these applications is for exemption from filing the certified/original/legible copy of the document Annexure P-4 and to place on record the same.

For the reasons stated in the applications, same are allowed and the document Annexure P-4 is taken on record.

CRM-23508-2020

Prayer in this application filed under Section 482 Cr.P.C. is for exemption from filing the original vakalatnama.

Prayer for exemption of court fee on account of COVID-19 is accepted with the condition that the petitioner shall deposit the required document within a period of one month from today.

Application stands disposed of.

CRM-M-28733-2020

Prayer in the present petition filed under Section 439 Cr.P.C. is for grant of regular bail to the petitioner in case FIR No.73 dated 17.10.2019 registered under Sections 302/307/34 of IPC (Section 302 IPC added lateron) at Police Station Sehna, District Barnala.

The case of the prosecution is that the petitioner along with her father Babu Singh committed murder of her husband Jagtar Singh by giving injuries with kasauli and stick on the intervening night of 14/15.10.2019. Sukhdev Singh is the eyewitness of the alleged occurrence.

Counsel for the petitioner has argued that the complainant and the alleged eyewitness PW4 Sukhdev Singh have been examined in the case. She has referred to the statement of eyewitness PW4 and PW9 who have not supported the case of the prosecution and rather declared hostile.

Learned State counsel, on instructions from ASI Joginder Singh, has not disputed the custody and the fact that PW4 and PW9 have been examined in the case.

I have heard learned counsel for the parties.

Petitioner is stated to be in custody since 27.10.2019. Out of 25 witnesses, 9 witnesses have been examined in the case and the case is fixed for 18.02.2021 so as to get the remaining PWs examined. Since the complainant who has been examined as PW4 and the eyewitness Sukhdev Singh who was examined as PW9, have not supported the case of the prosecution and rather declared hostile, this Court deems it appropriate to admit the petitioner on bail.

Accordingly, the present petition is allowed and the petitioner is

the satisfaction of trial Court/Duty Magistrate.

It is made clear that the petitioner shall not extend any threat and shall not influence any prosecution witnesses in any manner directly or indirectly.

The observations made hereinabove shall not be construed as an expression on the merits of the case and the trial court shall decide the case on the basis of available material.

(HARI PAL VERMA)
JUDGE

15.02.2021
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Whether speaking/reasoned	Yes/No.
Whether Reportable:	Yes/No.