

218.

**IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH**

CRM-M-40308-2021

Date of Decision: 30.09.2021

PUSHPLATA PAIK

.... Petitioner

Versus

STATE OF PUNJAB

.... Respondent

CORAM: HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. Yajur Sharma, Advocate, for the petitioner.

Ms. Rashmi Attri, AAG, Punjab.

JAISHREE THAKUR.J (Oral)

The instant petition has been filed under Section 439 Cr.P.C. for grant of regular bail to the petitioner, pending trial, in case FIR No.72, dated 08.04.2021, registered under Section 304-B read with Section 34 of IPC, at Police Station Cantonment, Amritsar.

Learned counsel for the petitioner would contend that the petitioner herein has been falsely implicated in the said FIR. The petitioner herein is the mother-in-law of the deceased and was residing in a rented accommodation along with the deceased and her son. It is also contended that there is a major discrepancy in the statements recorded wherein the complainant would submit that he was informed about the suicide having been committed by his daughter, whereas the statement of the alleged eyewitness is to the effect that the petitioner and her son had killed the deceased and they were attempting to hang her. There is also a discrepancy in the statement given as to how information was received. It is argued that

the petitioner herein would not be in a position to influence the investigation as challan has already been presented, charges have been framed and the witnesses have been examined. It is submitted that the complainant is a resident of Orissa.

Learned counsel appearing on behalf of the respondent-State, would oppose the grant of bail to the petitioner but not in a position to deny the fact that challan has been presented and charges have been framed in the case.

I have heard learned counsel for the parties.

Keeping in view the fact that petitioner is in custody since 10.04.2021, challan has been presented and the charges have been framed, no useful purpose would be served in keeping the petitioner behind the bars any longer.

Accordingly, the instant petition is allowed and the petitioner is directed to be released on regular bail on execution of personal bond in a sum of ₹2 lakhs with one surety of like amount to the satisfaction of concerned trial Court/Duty Magistrate. However, any observation made herein shall not be construed to be an expression of opinion on merits of the case.

It is made clear that the petitioner herein would not leave the vicinity of Amritsar district and be present on each and every date as and when required.

(JAISHREE THAKUR)
JUDGE

30.09.2021

sanjeev	Whether speaking/reasoned:	Yes/No
	Whether Reportable:	Yes/No