

206/1 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Date of Decision: 14.11.2022

1. CRM-M-1690-2022 (O&M)

JASWINDER KUMARI ALIAS RANO ... PETITIONER
V/S
STATE OF PUNJAB ... RESPONDENT

2. CRM-M-1700-2022 (O&M)

JASVIR KAUR ... PETITIONER
V/S
STATE OF PUNJAB ... RESPONDENT

CORAM: HON'BLE MR. JUSTICE VIVEK PURI

Present: Mr. Rapton Bedi, Advocate for the petitioner(s).
Ms. Ruchika Sabherwal, DAG Punjab.
Mr. Deepak Verma, Advocate for the complainant.
* * * *

VIVEK PURI, J. (ORAL)

This order shall dispose of CRM-M-1690-2022 and CRM-M-1700-2022 (O&M).

CRM-17839-2022 & CRM-17666-2022

This is an application for impleading the complainant as respondent No.2.

By recording no objection from the learned counsel for the petitioner, the complainant is impleaded as respondent No.2.

Registry is directed to do the needful.

Disposed of

CRM-17838-2022 & CRM-17665-2022

This is an application for placing on record the documents as

Annexure R-2/1 and R-2/2. The same are allowed to be taken on record.

Registry is directed to tag the same at the appropriate place.

Disposed of.

Main cases

On 14.01.2022 following order was passed:

“Petitioner(s) are seeking anticipatory bail in case bearing FIR No. 128 dated 25.12.2021 under Sections 306, 34 of IPC and 498-A of IPC (added on 26.12.2021), registered at Police Station Balachaur.

Learned counsel for the petitioner(s) contends that the marriage of the deceased was solemnized with their brother Bakshish Singh on 25.01.2013, the petitioner(s) are the married sisters-in-law of the deceased residing in the house of her in-laws. There was no complaint lodged in any Forum prior to the date of death and a suicide note written on the left arm of the deceased indicated that no one should be held responsible for her death. Although there is an allegation to the effect that Bakshish Singh had informed the parental house of the deceased that she had suffered heart attack but there is no allegation to the effect that such an information was given by the petitioner(s).

Notice of motion.

Ms. Monika Jalota, DAG Punjab has put in appearance on behalf of the State.

Adjourned to 22.04.2022.

Meanwhile, the petitioner(s) shall join the investigation and would come present as and when called for and in the event of arrest, the petitioner(s) shall be admitted to interim bail on their furnishing personal and surety bonds to the satisfaction of Arresting/Investigating Officer. The petitioner(s) shall also abide by the conditions as specified under Section 438(2) Cr.P.C.

Photocopy of this order be placed on the file of connected case.”

Learned counsel for the petitioners contend that the husband and mother-in-law of the complainant have been granted regular bail and in pursuance of the interim directions, the petitioners have joined the investigation.

Learned State counsel has not disputed the aforesaid factual aspect and further submitted that the custodial interrogation of the petitioners is not required.

Learned counsel for the complainant has opposed the bail application on the score that there are serious allegations levelled against the petitioners and in fact both the petitioners are residing in their parental house as per the certificate issued by the Sarpanch of the Village Bakhilaur.

Be that as it may, the petitioners have joined the investigation in pursuance of the interim directions issued by this Court and their custodial interrogation is not required. Furthermore, there was no complaint lodged at any Forum prior to the death and even the suicide note written on the arm of the deceased has not implicated anyone.

Considering above, the petitions are allowed and the interim bail granted by this Court vide order dated 14.01.2022 is made absolute.

The petitions stand allowed.

14.11.2022

Janki

(VIVEK PURI)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No