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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-14667-2022

Date of Decision: April 07, 2022

Ranjit Kaur

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR.JUSTICE RAJESH BHARDWAJ

Present: Mr.Amit Arora, Advocate
for the petitioner.

.....

RAJESH BHARDWAJ, J.(ORAL)

Instant petition has been filed under Section 438 Cr.P.C. praying for grant of anticipatory bail to the petitioner in case FIR No.14, dated 02.02.2022, under Sections 354, 328, 34 IPC (Offence under Section 304 IPC added later on), registered at Police Station Sirhali, District Tarn Taran.

It has been contended by learned counsel for the petitioner that the present FIR has been lodged by the deceased Simarjit Kaur. As per the allegations in the FIR, he contends, the role attributed to the petitioner is that she being the maternal aunt of the deceased provided medicine to her to drink and asked her that in case her father would come to know about the act of her teasing by Mehakdeep Singh and Dilpreet Singh, then he would kill her. On her asking the deceased consumed the same and thereafter she died on 02.02.2022. It is submitted that complicity of the petitioner in administering the poison/medicine to the deceased is not established. The

petitioner is an old aged lady and hence she deserves to be granted the benefit of anticipatory bail. Earlier she had filed the application before the Additional Sessions Judge, Tarn Taran for grant of same relief, who after hearing the same, dismissed the same.

Heard.

From perusal of the record and the arguments raised by learned counsel for the petitioner, this Court finds that the FIR has been lodged by the deceased herself. As per the allegations, she was provided medicine by the petitioner and on her asking, she consumed the same and finally she died on account of poisoning.

Prima facie, it appears that the statement of the deceased takes a colour of dying declaration. In view of the attending circumstances and the stage of the investigation, the Court finds no ground in granting the anticipatory bail to the petitioner. The same being devoid of any merit, is hereby dismissed.

April 07, 2022

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(RAJESH BHARDWAJ)
JUDGE

1. Whether speaking/reasoned ?

Yes/No

2. Whether reportable ?

Yes/No