

CRM-M-16411-2022

Date of Decision: 13.05.2022

SUKHWINDER KAUR  
V/S  
STATE OF PUNJAB

... PETITIONER

... RESPONDENT

CORAM: HON'BLE MR. JUSTICE VIVEK PURI

Present: Mr. A.S.Manaise, Advocate for the petitioner.  
Ms. Ruchika Sabherwal, AAG Punjab.  
Mr. Vipin Mahajan, Advocate for the complainant.

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**VIVEK PURI, J. (ORAL)**

Petitioner is seeking anticipatory bail in case bearing FIR No. 12 dated 11.03.2022 under Sections 304-B, 34 IPC, registered at Police Station Tibber, Gurdaspur.

Briefly, the FIR has been registered on the basis of the statement of Harjit Singh alleging that the marriage of his daughter Narinder Kaur was solemnized on 07.12.2021 with Gobind Singh and sufficient dowry articles and jewellery were given at the time of marriage. Gobind Singh, the husband, Piar Kaur, the mother-in-law, Balbir Singh, the father-in-law had been harassing Narinder Kaur raising demand of dowry and car and used to beat her. The petitioner, who is the sister-in-law was also residing in her parental house for a period of one month prior to the occurrence and had been harassing her. On 10.03.2022, the complainant received a telephonic message that her daughter is vomiting. On reaching the matrimonial house of Narinder Kaur, she was shifted to hospital where she died on account of consumption of poisonous substance.

Learned counsel for the petitioner contends that the petitioner is the married sister-in-law of the deceased. Her marriage was solemnized about 9 years prior to the occurrence and having a school going child and another child aged about 1½ years. The petitioner had no interference in the

matrimonial life of her brother and the deceased.

The bail application has been resisted by the learned State counsel on the score that the name of the petitioner has been categorically and specifically mentioned in the FIR and she has been residing in her parental house for a period of one month prior to the occurrence.

Learned counsel for the complainant has stated that besides the petitioner, the deceased was having two sisters-in-law, who are also married and no allegations have been levelled against them. The husband of the petitioner had gone abroad about two months prior to the occurrence and on that score she had been residing in her parental house and also maltreating and harassing the deceased.

The material on record is indicative of the fact that the petitioner has been residing in her parental house for a period of one month prior to the occurrence. She has been specifically and categorically named in the FIR. There are allegations with regard to the demand of dowry and harassment meted out to the deceased on that score. The death has occurred otherwise under normal circumstances within a period of about one year and 3 months from the date of marriage. The matter requires thorough probe and investigation and the custodial interrogation of the petitioner appears to be essential for the proper and effective investigation of the case.

No exceptional circumstances are made out to extend the concession of pre-arrest bail to the petitioner.

Dismissed.

13.05.2022

Janki

(VIVEK PURI)  
JUDGE