

217 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-36467-2022
Date of Decision: 30.11.2022

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

CORAM: HON'BLE MR. JUSTICE VIVEK PURI

Present: Mr. H.S.Mann, Advocate for the petitioner.
Mr. Amit Shukla, AAG Punjab.
Mr. N.S.Sidhu, Advocate for the complainant.

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VIVEK PURI, J. (ORAL)

On 18.08.2022 following order was passed:

“Petitioner is seeking anticipatory bail in case bearing FIR No. 68 dated 25.07.2022 under Sections 306, 34 IPC, registered at Police Station Tapa, District Barnala.

Learned counsel for the petitioner contends that the marriage of Amandeep Kaur, deceased was solemnized with Balvir Singh @ Soni about 7-8 years prior to the occurrence. The petitioner is the sister-in-law (Jethani) of the deceased. There are vague and general allegations with regard to harassment meted out to the deceased by the family members of her in-laws. There is no specific instance mentioned in the FIR. The other co-accused namely Balvir Singh @ Soni, the husband; Jagseer Singh @ Jaggi, brother-in-law and Buta Singh, father-in-law of the deceased have been arrested. The husband of the petitioner namely Jagseer Singh @ Jaggi is in custody. The petitioner is also a daughter-in-law of the family. She is having a child aged about 5-6 years who is suffering from serious health issues. Furthermore, the alleged occurrence took place on 12.07.2022. On 14.07.2022, after getting the opinion of the Doctor with regard to the fitness of Amandeep Kaur, her statement was recorded by the Police officials. The said statement indicates that she was suffering from depression and had been consuming some medicines. By mistake she had consumed some insecticide and consequently, admitted in the hospital. It has further been stated that she does not want to take any action against any one. Furthermore, the said statement was recorded in the presence of her father and also bears his signatures.

Amandeep Kaur was initially admitted in Naresh Hospital, Tapa and then shifted to Dayanand Medical College & Hospital, Ludhiana where she died on 23.07.2022.

Notice of motion.

Mr. H.S.Sullar, DAG Punjab accepts notice on behalf of the State.

Mr. N.S.Sidhu, Advocate has put in appearance on behalf of the complainant.

Learned State counsel has not disputed the fact of recording of the statement of the deceased on 14.07.2022. Learned counsel for the complainant submits that there is a video recording of the deceased implicating the petitioner and other family members of her in-laws which instigated her to commit the suicide. On a query, it has been stated that such video has not been passed to the investigating agency.

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

Adjourned to 30.11.2022.”

Learned counsel for the petitioner contends that the petitioner has joined the investigation in pursuance of the interim directions issued by this Court.

Learned State counsel, on instructions from ASI Bhola Singh, submits that the petitioner has joined the investigation and her custodial interrogation is not required.

Considering above, the petition is allowed and the interim bail granted by this Court vide order dated 18.08.2022 is made absolute.

The petition stands allowed.

30.11.2022

Janki

(VIVEK PURI)
JUDGE

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No