

220 IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-40024-2022
Date of Decision: 08.09.2022

SURJIT KAUR ... PETITIONER
VS.
STATE OF PUNJAB .. RESPONDENT

CORAM: HON'BLE MR. JUSTICE VIVEK PURI

Present : Mr.G.S.Ghuman, Advocate
for the petitioner.

Mr. A.P.S.Tung, DAG, Punjab

VIVEK PURI, J.(ORAL)

The petitioner is seeking regular bail in the case bearing FIR No.0076 dated 12.05.2022 under Sections 306/506/34 IPC registered at Police Station Machhiwara, District Khanna.

Custody certificate has been placed on record.

Briefly, as per the allegations, the marriage of Satnam Kaur-deceased was solemnized with Gurdev Singh, the son the petitioner, about 21 years prior to the occurrence. The husband of the deceased had been suspecting her character and being fed up, she consumed some poisonous substance and committed suicide.

Learned counsel for the petitioner contends that there is vague allegation against the petitioner only to the extent that she had also been harassing the deceased. The petitioner is 70 years old lady. The deceased or any member from her parental family had not submitted any complaint at any forum during the period of 21 years of marriage. The deceased had neither left any suicide note nor dying declaration has been recorded. The petitioner is in custody for a period of 03 months and 26 days. The investigation of the case is complete and challan has been presented.

Learned State counsel has opposed the bail application on the score that the name of the petitioner has been specifically and categorically mentioned in the FIR and there is allegation that she had also harassing the deceased.

It may be mentioned here that the petitioner is 70 years old lady and mother-in-law of the deceased. The suicide has been committed after a period of 21 years from the marriage. There is nothing to suggest that during the period of 21 years, any complaint at any forum was submitted by the deceased or any member of her parental family. There is bald allegation with respect to harassment attributed to the petitioner without any specific instance. The investigation of the case is complete and challan has been presented. The conclusion of trial is likely to take some time and no fruitful purpose would be served by detaining the petitioner behind the bars.

Keeping in view the entire circumstances of the case, sufficient grounds are made out to extend the concession of bail to the petitioner. Accordingly, without making any observation on the merits of the case, the present petition is allowed and petitioner is ordered to be released on bail, subject to her furnishing bail/surety bonds to the satisfaction of concerned trial Court/Chief Judicial Magistrate//Duty Magistrate.

08.09.2022
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(VIVEK PURI)
JUDGE

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