

IN THE HIGH COURT OF PUNJAB AND HARYANA AT  
CHANDIGARH

CRM-M-53440-2021 (O&M)

Date of decision: 07.01.2022

Gundeep Kaur

... Petitioner

Vs.

State of Punjab

... Respondent

**CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN**

Present: Mr. A.S. Sekhon, Advocate  
for the petitioner.

Mr. Joginder Pal Ratra, DAG, Punjab.

Mr. H.S. Mann, Advocate  
for the complainant.

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**ARVIND SINGH SANGWAN, J. (ORAL)**

Prayer in this petition is for grant of anticipatory bail in FIR No.50 dated 14.05.2020 under Sections 302/34 IPC and Sections 25/24/54/59 of Arms Act, registered at Police Station Sadar Malout, District Sri Muktsar Sahib.

Learned counsel for the petitioner submits that the FIR was registered on the statement of Rajvir Kaur with the allegations that she was married to Talwinder Singh @ Laddi and Naginder Singh @ Happy is her brother-in-law (elder brother of her husband) and petitioner Gundeep Kaur is her sister-in-law (wife of Naginder Singh). The complainant has two sisters-in-law, who are sisters of her husband and they are married. It is further stated that

the complainant wanted to go to Canada and demanded money from her in-laws, due to which the accused used to quarrel with her and in that process, Naginder Singh with 32 bore revolver fired shot, which hit on the neck of her husband Talwinder Singh @ Laddi.

Learned counsel for the petitioner further submits that after registration of the FIR, the inquiry was conducted by DSP and it was found that petitioner Gundeep Kaur was not part of the conspiracy and challan was presented only against her husband/co-accused Naginder Singh. It is also submitted that now the petitioner has been summoned under Section 319 Cr.P.C. vide order dated 24.11.2021. Learned counsel submits that he has instructions to say that the petitioner will not challenge the aforesaid order dated 24.11.2021 and will face the trial.

Learned State counsel has not disputed the factual position that the petitioner, at one point of time, was exonerated in the inquiry, which was approved by the Superintendent of Police.

Learned counsel for the complainant has submitted that the petitioner is an influential person and may influence the witnesses, if she is granted the concession of anticipatory bail.

After hearing learned counsel for the parties and considering the fact that the petitioner, at one point of time, was declared innocent by the police and now she has been summoned under Section 319 Cr.P.C. and also in view of the fact that it is stated at bar by learned counsel for the petitioner that the petitioner will not challenge the aforesaid order summoning her and will face the trial, I deem it appropriate to direct the petitioner to appear before the trial

Court.

Accordingly, the present petition is allowed and the petitioner is directed to appear before the trial Court within a period of 15 days from today and she will be released on bail subject to her furnishing bail/surety bonds to the satisfaction of the trial Court.

The observations made in this order shall have no bearing on merits of the case.

07.01.2022  
*vishnu*

[ ARVIND SINGH SANGWAN ]  
JUDGE

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No