

224 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Neutral Citation No. 2023:PHHC:087396
CRM-M-28074-2023
Date of Decision: July 13, 2023

Beena Rani

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. Ankur Mittal, Sr. Advocate with
Mr. Lalit Singla, Ms. Khushdeep Kaur,
Mr. Shivam Garg and Ms. Varsha Sharma, Advocates
for the petitioner.

Mr. M.S. Nagra, Assistant Advocate General, Punjab.

DEEPAK GUPTA, J.(Oral)

Petitioner is seeking regular bail under Section 439 Cr.P.C.
in case FIR No.0037 dated 22.03.2022 registered at Police Station
Moonak, District Sangrur under Sections 302 and 120-B of the Indian
Penal Code, 1860.

Petitioner is wife of deceased Sunny. Marriage of deceased
Sunny and petitioner Beena was performed in the year 2009. Two
children were born out of this marriage. It is alleged that on the date of
incident deceased had gone to the place of his in-laws where his wife
Beena (petitioner) on the asking of her family members mixed some
poisonous substance and made it to be consumed by the deceased on
account of which he expired.

Learned counsel for the petitioner pointed out towards the
Medical Report (Annexure P-2) revealing that the suspected poisonous
substance was 2 tablets of sulphas which having pungent smell so, it is
not possible that despite the deceased seeing the petitioner and others
mixing the said substance that he will consume the same. The story

appears to be quite unnatural.

As per the custody certificate placed on record by learned State counsel, petitioner is in custody for the last 1 year, 2 months and 22 days, with no criminal antecedent.

It is conceded by learned State counsel that out of 21 witnesses cited by the prosecution for the trial, none has been examined so far and it is thus clear that trial is likely to take long time to conclude.

Apart from above, co-accused Sumandeep Kaur @ Suman and Kela Devi alias Kela have already been allowed bail by this Court vide Annexures P-9 and P-10 respectively.

Having regard to all the facts and circumstances as noticed above, I find it fit case to grant bail to the petitioner. As such, without commenting anything on the merits of the case, petitioner is admitted to bail on her furnishing personal and surety bonds to the satisfaction of learned Trial Court concerned.

Allowed.

July 13, 2023
sarita

(DEEPAK GUPTA)
JUDGE

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