

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

**CRM-M-33298-2023 (O&M)
Date of Decision: 19.07.2023**

PARAMJIT KAUR

... PETITIONER

V/S

STATE OF PUNJAB

... RESPONDENT

CORAM: HON'BLE MR. JUSTICE VIVEK PURI

Present: Mr. Achin Gupta, Advocate for the petitioner.
Ms. Ruchika Sabherwal, DAG, Punjab.
Mr. K.B.Raheja, Advocate for the complainant.

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VIVEK PURI, J. (ORAL)

1. The petitioner is seeking regular bail in the case bearing FIR No.219 dated 29.12.2021 under Section 306/34 IPC, registered at Police Station Sadar Faridkot, District Faridkot.
2. Custody certificate has been taken on record.
3. Briefly, the FIR has been registered on the basis of the statement of Gurmeet Singh alleging that the marriage of his sister Manjeet Kaur was solemnized with Kuldeep Singh about 16 years prior to the occurrence and two children were born from the wedlock. The marriage of the complainant was solemnized with the petitioner about 21 years ago and a son, aged about 19 years, has been born from the wedlock. Kuldeep Singh had developed illicit relationship with the petitioner. Manjeet Kaur, the sister of the complainant had been objecting to the relationship and being fed up from the relationship, she had committed suicide by consuming poisonous substance.

4. Learned counsel for the petitioner contends that the petitioner is the wife of the complainant and has been falsely implicated in the instant case. Kuldeep Singh, the husband of the deceased has been granted regular bail in terms of the order dated 18.04.2023 passed in CRM-M-9110-2023. The petitioner is in custody for a period of 01 year, 06 months and 19 days and not involved in any other case. The allegations as put forth do not make out any case of abetment to commit suicide qua the petitioner.

5. Learned State counsel has submitted that the petitioner was having illicit relationship with the husband of the deceased which prompted her to commit suicide. Furthermore, out of 17, 6 witnesses have been examined.

6. It is significant to note that the co-accused namely Kuldeep Singh has been granted regular bail. Kuldeep Singh is the husband of the deceased and the petitioner is the wife of the complainant. The controversy as to whether the alleged relationship of the petitioner with the husband of the deceased would amount to abetment to commit suicide will be a debatable and moot point during the course of trial. The petitioner is in custody for a period of 01 year, 06 months and 19 days and not involved in any other case and still 11 witnesses remain to be examined. The conclusion of trial is likely to take some time and no fruitful purpose would be served by detaining the petitioner in further custody.

7. As such, sufficient mitigating circumstances are made out to extend the concession of bail to the petitioner. Therefore, without making any expression of opinion on the merits of the case, it is ordered that the petitioner be released on regular bail subject to her furnishing fresh bail

bonds/surety bonds to the satisfaction of the concerned trial Court/Chief
Judicial Magistrate/Duty Magistrate.

8. The petition is allowed.

19.07.2023

Janki

(VIVEK PURI)
JUDGE

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