

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

208

CRM-M-51488-2022

Date of Decision: 23.02.2023

Harjit Kaur

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL

Present:- Mr. Ajaypal Singh Sandhu, Advocate for the petitioner

Mr. Amish Sharma, AAG, Punjab
(assisted by SI Jagir Singh)

JAGMOHAN BANSAL, J. (ORAL)

On 09.11.2022, the following order was passed:-

“The petitioner is seeking anticipatory bail in case bearing FIR No. 0195 dated 20.10.2022 under Sections 306 and 34 IPC registered at Police Station City Rupnagar, District Rupnagar.

Learned counsel for the petitioner contends that the FIR has been registered on the allegations that the engagement ceremony of the deceased was solemnized on 08.04.2022 with Rajanvir Singh, the son of the petitioner. It has been alleged that the son of the petitioner had gone to Australia and had refused to solemnize marriage. Consequently, the deceased had committed suicide on 19.10.2022 by jumping in the canal. It has been further contended that the deceased had not left any suicide note and the only allegation against the petitioner is to the effect that later on his behaviour had also changed and had been saying that they have been trapped by the mediator, who forcibly got the engagement done. It has been further submitted that in fact, the deceased had made a telephonic call to the son of the petitioner that she is not interested in matrimonial alliance and want to marry elsewhere.

Notice of motion.

Ms. Ruchika Sabherwal, DAG, Punjab, accepts notice on behalf of the respondent-State.

Adjourned to 23.02.2023.

In the meanwhile, the petitioner is directed to join investigation and in the event of her arrest, she shall be released on interim bail to the satisfaction of the Investigating Officer/Arresting Officer subject to the conditions as envisaged under Section 438 (2) of Code of Criminal Procedure.”

Learned State counsel, on instructions from SI Jagir Singh, submits that the petitioner has already joined investigation and no custodial interrogation is required.

In view of the above, the petition is allowed and the interim bail granted to the petitioners vide order dated 09.11.2022 is made absolute subject to the conditions envisaged under Section 438(2) of Cr.P.C.

If the petitioner or his family members/associates make any attempt to threat/intimidate the witnesses in the present case, the State would be at liberty to move an application for cancellation of bail granted by this order.

Nothing observed hereinabove shall be construed as expression of opinion of this Court on merits of the case and Trial Court shall proceed without being prejudiced by observations of this Court.

(JAGMOHAN BANSAL)
JUDGE

23.02.2023

Mohit Kumar

Whether speaking/reasoned *Yes/No*

Whether reportable *Yes/No*