

CRM-M 60269 of 2022

2023:PHHC:051524

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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

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CRM-M 60269 of 2022

Decided on:12.04.2023

Manjinder Kaur @ Rubby

.....*Petitioner*

Versus

State of Punjab

.....*Respondent*

CORAM: HON'BLE MR. JUSTICE GURBIR SINGH.

Present: Mr. Vivek Salathia, Advocate for the petitioner.

Mr. Sarabjit Singh Cheema, AAG, Punjab.

Mr. Chandeeep Singh, Advocate for the complainant.

GURBIR SINGH, J (ORAL)

The petitioner has filed the present petition praying for grant of regular bail in case FIR No.0109 dated 18.10.2022, under Section 306 IPC, registered at Police Station Payal, District Khanna.

The case in question was registered on the complaint of Jarnail Singh. As per allegation, the elder son of the complainant-Jarnail Singh was working as electrician. He was having friendship with Manjinder Kaur @ Rubby-petitioner for the last one year. His son Harveer Singh arranged money in order to send the petitioner abroad and made her to do IELTS at Khanna. The petitioner was asking his son to get married, so his son after discussing in the family asked her to marry him. Thereafter, petitioner refused to marry his son due to which his son got mentally stressed. Son of the complainant asked the petitioner to return the money spent on her. The recording was in the mobile phone of his son. The petitioner did not return the money but humiliated his son due to that consumed some poisonous

substance as a result of which he died.

Learned counsel for the petitioner submits that the petitioner is just 26 years old. She could not clear IELTS with good bands. Copy of result of the test dated 06.08.2022 is annexed as Annexure P-2. He submits that the petitioner is in custody since 19.10.2022. Challan has already been presented. Petitioner is not any way responsible for the death of Harveer Singh. She did not abet the commission of suicide by Harveer Singh.

On the other hand, the prayer is opposed by learned State counsel. He submits that as per the call recording, deceased was demanding Rs. 3 lacs from the petitioner which was spent by him. She earlier promised to marry the deceased. The fact was known to all the family members, relatives of the deceased but certainly she broke all ties and refused to return his hard earned money, thus, the petitioner is not entitled for bail.

Heard.

The petitioner is a young girl aged about 26 years. Challan has already been presented. No amount is transferred into the account of the petitioner. There is no suicide note. There is only recording in the phone regarding demand of money.

It is a question of trial whether petitioner by her act abetted the deceased to commit suicide. Trial is not likely to be concluded in near future, in my opinion, no useful purpose would be served by detaining the petitioner behind bars any further. The petition, as such, is *allowed*. Petitioner is ordered to be released on bail on her furnishing bail bonds/surety bonds to the satisfaction of learned Trial Court/Duty

Magistrate, concerned.

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If any attempt whatsoever is made by the petitioner to contact/threaten/intimidate any member of the complainant's family (also the family of the petitioner), the complainant/State shall be at liberty to move an application for cancellation of bail granted vide this order.

12.04.2023
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**(GURBIR SINGH)
JUDGE**

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