

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-12591-2024
Date of Decision:15.03.2024

Dr. Baljit Kaur and Anr. ...Petitioners

vs.

State of Punjab ...Respondent

Coram : Hon’ble Mr. Justice N.S.Shekhawat

Present : Mr. Ravi Chadda, Advocate
for the petitioners.

Mr. I.P.S Sabharwal, DAG, Punjab.

Mr. Gursimran Singh Madaan, Advocate
for the complainant.

N.S.Shekhawat J. (Oral)

1. The petitioners have filed the present petition under Section 439 Cr.PC with a prayer to grant regular bail to them in case FIR No. 108 dated 21.11.2023, registered under Sections 323,324,342,34 of IPC (offence under Sections 365,465,467,468,471,506 of IPC added later on) Police Station Khamano, District Fatehgarh Sahib (Annexure P-1).

2. Learned counsel for the petitioners contend that the petitioners have been falsely involved in the present case by the complainant, under the influence of his son Rupinder Singh Sodhi, who is presently residing in USA. The petitioner No.1 had strained relationship with her father, who is the complainant in the present case, as she had performed love marriage with her previous husband namely Dr. Sarabjit Singh at the age of 18 years and after the demise of her first husband, she got married to petitioner No.2 in the year 2015.

Learned counsel next contends that when the petitioners came to know

about the condition of her parents on 03.12.2021 and she took her mother with them. However, father of petitioner No.1 has refused to accompany them. Learned counsel further contends that the petitioners were arrested in the present case on 16.12.2023 and is in custody since then. Even the petitioner No.1 is a qualified doctor and the petitioner No.2 has retired from Indian Army and has no criminal antecedents.

3. On the other hand, learned State counsel assisted by learned counsel for the complainant have vehemently opposed the prayer made by learned counsel for the petitioner on the ground that the serious allegations have been levelled against the present petitioners and does not deserve the concession of bail.

4. I have heard the learned counsel for the parties and perused the record carefully.

5. The petitioners are in custody since 16.12.2023. It is apparently a family dispute, where the petitioner No.1 and her brother are fighting for the property of their parents. However, the injuries suffered by the complainant in the present case are simple in nature and the injured has been discharged from the hospital long ago.

6. Without commenting on the merits of the case, the present petition is allowed. The petitioners are ordered to be released on bail pending trial on their furnishing bail bonds and sureties to the satisfaction of the concerned trial Court/ Duty Magistrate/Chief Judicial Magistrate.

(N.S.SHEKHAWAT)
JUDGE

15.03.2024
hitesh

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