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IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CRM-M- 47082-2023
Date of decision:-10.12.2024

AMANDEEP KAUR @ AMNA
Versus
STATE OF PUNJAB
... Petitioner
... Respondent

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY.

Present:- Mr. Balram Singh Aulakh, Advocate for the petitioner.
Mr. Ankit Grewal, DAG, Punjab.

SANJIV BERRY, J.(ORAL)

Learned State counsel has filed custody certificate dated 09.12.2024, the same is taken on record, copies thereof, have been supplied to the counsel opposite.

2. The instant petition has been preferred by the petitioner under Section 439 of the Criminal Procedure Code, for grant of regular bail in the following case:-

FIR No.	Dated	Sections	Police Station
55	16.05.2023	306/34 IPC	Gidderbaha, District Sri Muktsar Sahib

3. Arguments heard.

4. It is *inter alia* contended by learned counsel for the petitioner that the petitioner is innocent and has been falsely implicated in this case. He contends that petitioner happens to be the wife of the deceased who is in custody since 19.05.2023, having no criminal antecedents. He contends that



the petitioner has been implicated by the complainant only on the basis of suspicion and there being no suicide note of the deceased. He contends that challan has already been presented in Court and the conclusion of trial will take sufficient long time. Hence, he prays for grant of regular bail to the petitioner.

5. *Per contra*, learned State counsel has opposed the bail application by arguing that there are specific allegations levelled against the petitioner by the complainant being instrumental in the commission of suicide by her husband and as such she does not deserve concession of bail. Hence prayed for dismissal of the present petition.

6. After considering the rival contentions and perusing the record, it transpires that instant FIR was registered on the statement of Ranjit Singh alias Kala Singh alleging that on 11.05.2023 his son Rajveer Singh had altercation with his wife i.e the present petitioner due to her illicit relationship and owing to it his son had committed suicide by consuming some poisonous substance. On the basis of his statement the case was registered against the petitioner and co-accused Manpreet Singh and were arrested.

7. Admittedly, the petitioner was arrested in this case on 19.05.2023 and since then she is in custody. There is no other criminal antecedents of the petitioner. Moreover, the instant case is based on suspicion and there is no suicide note left by the deceased. The police has already filed challan after completion of investigation, which is pending trial, wherein prosecution has cited 21 witnesses and till date only 1 witness has been partly examined. In this way, the conclusion of trial to ascertain criminal liability, if



any, of the petitioner in the present case will take sufficient long time.

8. In these circumstances, without commenting on the merits of the case, it is observed that no purpose would be served by keeping petitioner behind bars. Therefore, the present petition is allowed. The petitioner is ordered to be released on bail subject to furnishing bail bonds/surety bonds to the satisfaction of learned Trial Court concerned, if not required in any other case; undertaking to regularly appear on each and every date; not to leave the country without prior permission of the Court; and not to tamper with evidence of prosecution in any manner.

9. Any observation made above shall not be construed as opinion of this Court on the merits of the case.

(SANJIV BERRY)
JUDGE

10.12.2024

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| i) | Whether speaking/reasoned? | Yes/No |
| ii) | Whether reportable? | Yes/No |