



CRM-M-5106-2024 (O&M) -1-

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

214

CRM-M-5106-2024 (O&M)
Date of Decision: 27.01.2025

Mandeep Kaur

..... Petitioner

Versus

State of Punjab

..... Respondents

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present: Ms. Anupam, Advocate for the petitioner.

Ms. Avneet, AAG, Punjab.

Mahabir Singh Sindhu, J.

Present petition has been filed under Section 439 of Code of Criminal Procedure, 1973 (for short 'Cr.P.C') seeking bail pending trial in FIR No.31 dated 11.04.2023 registered under Section 306 IPC at Police Station, Arniwala, District Fazilka.

2. Allegations are that petitioner along with other co-accused abetted Buta Singh son of *de facto* complainant-Raj Kaur to commit suicide.

3. Contends that petitioner is in custody since 05.06.2023; final report under Section 173 Cr.P.C was presented on 31.07.2023; charges were framed by the learned trial Court on 18.11.2023 and out of total 18 prosecution witnesses, 12 have been examined so far; thus, conclusion of trial will take sufficient long time. Also contends that co-accused, namely, Jassi Kaur, has already been granted the concession of bail pending trial by this Court vide order dated 16.04.2024, passed in CRM-M-61012-2023.

4. *Per contra*, learned State counsel vehemently opposed the



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prayer while submitting that allegations against the petitioner are serious in nature; hence, she does not deserve the concession of bail pending trial.

5. Heard both sides and perused the paper-book.

6. Concededly, petitioner is in custody since 05.06.2023; final report under Section 173 Cr.P.C was presented on 31.07.2023 and out of total 18 prosecution witnesses, 12 are examined till date. Co-accused, namely, Jassi Kaur, has already been granted the concession of bail pending trial by this Court vide order dated 16.04.2024. As the conclusion of trial shall take sufficient long time; therefore, further incarceration of the petitioner would not serve any purpose.

7. Consequently, present petition is allowed; petitioner shall be admitted to bail on furnishing bail/surety bonds to the satisfaction of learned trial Court/Chief Judicial Magistrate/Duty Magistrate concerned.

8. Petitioner shall appear on each & every date of hearing and to fully co-operate with the learned trial Court without seeking any unnecessary adjournment(s).

9. The above observations be not construed as an expression of opinion on the merits of the case.

10. It is clarified that in case there is recurrence or any misuse of concession of bail on the part of the petitioner, State would be at liberty to move an appropriate application for recalling of this order.

Pending application(s), if any, shall also stand disposed off.

27.01.2025

D.Bansal

**(MAHABIR SINGH SINDHU)
JUDGE**

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