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IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CRM-M-20854-2025(O&M)

Date of decision:-29.05.2025

SIMRAN KAUR

... Petitioner

Versus

STATE OF PUNJAB

... Respondent

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

Present:- Mr. Vipin Kumar, Advocate, for the petitioner.

Mr. K.D.Sachdeva, DAG, Punjab

SANJIV BERRY, J.(ORAL)

CRM-20816-2025

Learned counsel for the petitioner does not press the instant application.

Accordingly, the present application is dismissed as not pressed.

Main Case

1. Learned State counsel has filed reply by way of an affidavit dated 28.05.2025 of Deputy Superintendent of Police, Sub-Division Chabbewal, District Hoshiarpur, the same taken on record, copy thereof, has been supplied to the counsel opposite.

2. Mr. Palwinder Singh, Deputy Superintendent of Police, Sub-Division Chabbewal, District Hoshiarpur, along with ASI Mohan Chand Investigating Officer is present in Court.

3. The instant petition has been preferred by the petitioners under 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023, for grant of regular bail in the following case (Annexure P-1):-



FIR No.	Dated	Sections	Police Station
0107	13.11.2024	108 BNS (61(2) added later on)	Chabbewal, District, Hoshiarpur

4. Arguments heard.

5. 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 has no concern with the demise of her husband and unfortunately her husband expired after two months of marriage and there is nothing on record to show instigation on the part of the petitioner as alleged nor any suicide note has been left there by the deceased. He contends that the allegations levelled against the petitioner are concocted and the petitioner was arrested on 14.11.2024 and since then she is in custody. After completion of investigation, challan has already been presented in Court. He submits that even as per the medical record duly verified by the State, the petitioner is in advance stage of pregnancy and is having medical complications in jail. He submits that the conclusion of trial will take much time, hence, prayed for grant of regular bail to the petitioner.

6. *Per contra*, learned State counsel referring to the reply submitted by the State has opposed the bail petition, considering the nature of the offence, hence prayed for dismissal of the bail petition. However, he on instruction from the Deputy Superintendent of Police, Sub-Division Chabbewal, District Hoshiarpur, who is present in Court submitted that the petitioner is in advance stage of pregnancy and is suffering from medical complications in jail.

7. After considering the rival contentions and perusing the record, it transpires that the instant case was registered consequent upon the demise of Sarabjit Kumar son of the complainant and husband of the petitioner



whose marriage with petitioner was solemnized on 09.10.2024. it is alleged that the petitioner had quarrel with deceased and the deceased had committed suicide by hanging himself on 13.11.2024, hence the FIR. The petitioner was arrested in this case on 14.11.2024, since then she is in custody. Admittedly after completion of investigation, challan has already been presented in Court and the conclusion of trial to ascertain criminal liability, if any, of the petitioner will take sufficient long time. Moreover,` as stated above, the petitioner is in advance stage of pregnancy and is also having medical complications in jail, and this fact has not been disputed by the learned counsel for the State. Therefore, considering the medical condition of the petitioner, no purpose would be served by detaining petitioner in custody any longer.

8. Resultantly, in these circumstances, without commenting on the merits of the case, 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 the evidence of the prosecution in any manner.

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

10. Pending application(s) if any shall also stand disposed of.

(SANJIV BERRY)
JUDGE

29.05.2025

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- i) Whether speaking/reasoned?
- ii) Whether reportable?

Yes/No
Yes/No