



IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

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CRM-M-49498-2025
Date of Decision : 28.10.2025

GURJEET KAUR

...Petitioner

VERSUS

STATE OF PUNJAB

...Respondent

CORAM: HON'BLE MS. JUSTICE AARADHNA SAWHNEY

Present: Mr. Deepanshu Grover, Advocate for
Mr. Simranjeet Singh Sarwara, Advocate
for the petitioner.

Mr. Gautam Thapar, Sr. DAG, Punjab.

AARADHNA SAWHNEY, J. (ORAL)

1. This petition for grant of anticipatory bail has been filed by petitioner, a co-accused in case bearing FIR No.116 dated 23.07.2025 registered against him at Police Station Urban Estate, District Patiala, u/s 108 of BNS.
2. Status Report dated 27.10.2025 by way of affidavit of Mr. Jangjit Singh, Deputy Superintendent of Police, City-2, District Patiala, has been filed on behalf of the respondent-State, which is taken on record. In para 8 thereof, it has been specified that pursuant to the grant of interim anticipatory bail to the petitioner, she has joined the investigations. During the course of arguments, it has further been clarified that petitioner has clean antecedents inasmuch as she is not involved in any other criminal case, as also that she is not needed for further investigations at this stage.



3. On 04.09.2025, following order was passed.

“Petitioner-accused, in case FIR No.116 dated 23.07.2025, registered against her at the instance of her father-in-law Satnam Singh son of Dhara Singh, resident of Village Dhadria, District Sangrur, under Section 108 of the BNS, registered at Police Station Urban Estate, District Patiala, has filed the present petition for grant of pre-arrest bail.

*Learned counsel submits that petitioner has been falsely implicated in the present case. Petitioner and deceased had been married in 2007. They were blessed with three children; an elder son aged about 16 years, a daughter aged 12 years and the youngest son Gursehaj Preet Singh, aged 7 years. Father of deceased (father-in-law of petitioner) alleged that his son Amandeep Singh (since deceased) was having a rough matrimonial life and that petitioner had made life difficult for him. These allegations are purely an afterthought, for the instances referred to in the complaint, are normal wear and tear of married life. Never before this, any complaint was lodged by the deceased or his family members, against the petitioner. Moreover, no positive overt act, on the part of petitioner, in close proximity with the death of son of the complainant has been highlighted/pointed out by complainant, which brought his son to a situation where the boy had no option but to end his life. Hon’ble the Supreme Court in **Amalendu Pal vs. State of West Bengal, AIR 2010 SC 512**, has held as under:-*

“Merely on the allegation of harassment without there being any positive action proximate to the time of occurrence on the part of the accused which led or compelled the person to commit suicide, conviction in terms of Section 306 IPC is not sustainable.”

Notice of motion.

Mr. Kamalpreet Bawa, DAG Punjab, accepts notice on behalf of State of Punjab and seeks time to file detailed status report.

Adjourned to 28.10.2025.

In the meanwhile, the petitioner is directed to join the investigation as and when required to do so by the Investigating Agency. In the event of her arrest, the petitioner shall be released on



ad-interim bail, subject to her furnishing bail bonds to the satisfaction of the Arresting Officer. The petitioner shall also be abide by all the conditions laid down under Section 482(2) of BNSS, 2023 (earlier Section 438(2) Cr.P.C.).”

4. Keeping in view the fact that petitioner has joined the investigation, interim bail granted vide order dated 04.09.2025 is hereby confirmed, subject to conditions as envisaged under Section 482(2) BNSS. Further the petitioner is directed to join investigation as and when required in future by way of written notice for such purpose to be served by Investigating Officer of this case upon the petitioner; he will not tamper with the evidence nor will influence the witnesses and will not leave the country without prior permission of the Court.
5. The petition stands allowed.
6. Pending application, if any, also stands disposed of.

(AARADHNA SAWHNEY)
JUDGE

28.10.2025
Nisha Yadav

Whether Speaking/reasoned	Yes/No
Whether Reportable	Yes/No