



**112 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

**CRM-M-12324-2025
Date of decision : 10.03.2026**

Iqbal Kaur

.....Petitioner

versus

State of Punjab

..... Respondent

CORAM : HON'BLE MR. JUSTICE RAJESH BHARDWAJ

Present :- Mr. Pardeep Singh Poonia, Senior Advocate with
Mr. Dharam Pal Saini, Advocate
Mr. Yudhveer Hooda, Advocate and
Mr. Pulkit Dhanda, Advocate
for the petitioner.

Mr. Raj Karan Singh, AAG, Punjab.

RAJESH BHARDWAJ, J.

1. Present petition has been filed by the petitioner praying for grant of regular bail in case FIR No.221 dated 30.08.2024, under Sections 103(1), 190, 191(3), 61(2) of BNS, 2023 and Section 25/54/59 of the Arms Act, 1959, registered at Police Station Jandiala, Amritsar Rural, Punjab.
2. Succinctly facts of the case are that the FIR has been lodged on the statement of complainant-Amrik Singh. It was alleged that he has three daughters and one son namely, Kulbir Singh, aged 40 years and all were married. It was alleged that he used to do agricultural work and sells milk daily in the Village Taragarh Talawa and Tehsil Jhandiala alongside agricultural work. It was alleged that on 29.08.2024 at about 06:00 PM, his son Kulbir Singh went to sell milk at Village Taragarh Talwana in his car bearing No.PB02-CI-3564, Honda Amaze of Coffee colour and at about 07:00 PM, he (complainant) received an information from Gurmej Singh that some unknown persons have killed his son by firing shot at him



in his car. He along with his nephew, namely, Sukhwinder Singh reached near Tubewell of Jasbir Singh and saw that his son Kulbir Singh had died due to gunshot injury in the car. The body was lying in the car covered with blood. It was also alleged that one Kashmir Singh resident of his village, suspected that her daughter namely, Daljit Kaur had illicit relations with the son (Kulbir Singh) of the complainant. It was also alleged that Daljit Kaur had died in Amritsar City in the year 2011 and Kashmir Singh's family had registered a murder case against son of the complainant in which his son had been acquitted after spending 02 years in jail. It was alleged that Jagroop Singh @ Jaggu (son of Kashmir Singh), Kashmir Singh and Iqbal Kaur (wife of Kashmir Singh) has got killed his son by giving money to one Virinder Singh @ Ravi. Hence, request was made to take legal action against the culprits. On registration of the FIR, investigation commenced. Petitioner was arrested on 31.08.2024. On completion of the investigation challan was presented, charges were framed and on framing of charges, trial commenced. Petitioner approached the learned Additional Sessions Judge, Amritsar praying for the grant of bail however, the same was declined vide order dated 16.12.2024. Hence, being aggrieved, petitioner is before this Court praying for grant of bail.

3. Learned Senior Counsel for the petitioner has submitted that the petitioner has been falsely and frivolously implicated in the present case only on the basis of suspicion. He has contended that admittedly, there was enmity between the family of the complainant and that of the petitioner on account of the murder trial wherein the FIR had been registered by the husband of the petitioner i.e. Kashmir Singh against the (deceased) Kulbir Singh. He submits that after the trial, Kulbir Singh



(now deceased) had been acquitted by the trial Court. On account of the same, the petitioner has been suspected to be the accused in the present case and thus, has been implicated in the same. He submits that even otherwise, as per the case of the prosecution, the allegations are against the husband of petitioner i.e. Kashmir Singh, however, during the trial, Kashmir Singh, had already expired on 14.11.2025. He submits that the only allegation against the petitioner is that she was part of the conspiracy. It is submitted that there is no reliable evidence against the petitioner for her implication. He further submitted that investigation is complete and charges are framed. He thus, submits that the false implication of the petitioner is writ large and hence, the interim bail granted to the petitioner by this Court vide order dated 08.09.2025 deserves to be made absolute during the pendency of the trial.

4. Learned State counsel, on the other hand, has opposed the submissions made by learned Senior Counsel for the petitioner. He submits that admittedly, the case of the prosecution is based on circumstantial evidence however, during investigation, it has been established that the weapon of offence was provided by the husband of petitioner and the same has been prima facie proved from the report of FSL as well. He has submitted that the petitioner was part of the conspiracy to eliminate Kulbir Singh i.e. son of the complainant. On instructions, he has submitted that out of 25 prosecution witnesses, only 01 witness has been examined so far. He has placed on record the custody certificate of the petitioner.

5. After hearing counsel for the parties and perusing the record, it is deciphered that the case of the prosecution is based on circumstantial evidence. Petitioner has been alleged to be part of the conspiracy. The

allegations against the petitioner as per the prosecution is that the weapon of offence was provided by the husband of petitioner. However, it has been submitted before this Court that Kashmir Singh (husband of petitioner) has already expired. Custody certificate filed by the State shows that the petitioner has undergone incarceration of 01 year and 08 days as on 11.09.2025. It further reflects that the petitioner is not involved in any other case. As submitted, out of 25 prosecution witnesses, only 01 witness has been examined till date. Petitioner is already on interim bail granted by this Court vide order dated 08.09.2025 and there is nothing on record to show that she has ever misused the concession of interim bail granted to her.

6. The trial of the case will take sufficiently long time. Thus, keeping in view the overall facts and circumstances of the case, this Court is of the opinion that learned Senior counsel for the petitioner succeeds in making out a case for grant of regular bail. Accordingly, interim bail granted vide order dated 08.09.2025 is made absolute to her already furnished surety/bail bonds before the trial Court and the same shall be treated as alive till the final disposal of the trial. The petitioner is directed to keep on appearing before the trial Court as and when required to do so and also to comply with the direction of the trial Court given by it during the pendency of the trial. Nothing said herein shall be treated as an expression of opinion on the merits of the case.

10.03.2026
m.sharma

(RAJESH BHARDWAJ)
JUDGE

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