

PBGD010071802024



Presented on : 05-09-2024

Registered on : 05-09-2024

Decided on : 12.09.2024

**IN THE COURT OF MS. BALJINDER SIDHU, ADDITIONAL
SESSIONS JUDGE, FAST TRACK SPECIAL COURT,
GURDASPUR**

UNIQUE IDENTIFICATION CODE NO. PB0100

Bail application No. 425 dated 05.09.2024

Date of Decision: 12.09.2024

CIS no. BA-3031-2024

FIR No. 65 dated 30.08.2024

U/S 108/3(5) of BNS

P.S. Rangar Nangal

Ninder Kaur wife of Sajan Singh resident of village Bhamboi, P.O.
Dhandiala Nazara, Tehsil Batala, District Gurdaspur.

--Accused/applicant

Versus

State of Punjab

1st APPLICATION FOR BAIL U/S 482 of BNSS

Present: Sh. Deepak Sharma Adv., counsel for accused/applicant.
Sh. Hardeep Kumar, Additional P.P for the State.

O R D E R

1. This order of mine shall dispose off application seeking bail under Section 482 Bharatiya Nagarik Suraksha Sanhita moved on behalf of above said accused/applicant.

2. Notice of bail application was given to State. The learned APP for the State has put in appearance and contested the bail application.

3. In brief, the facts of the present case are that the present case was registered on the statement of Gurdial Singh to the effect that he is

agriculturist and they are three brothers and marriage of his elder brother Surjit Singh was solemnized with Rajwinder Kaur about 24 years ago and he has two sons and his brother had gone to Abudabi about two years ago. The complainant further stated that the son of his brother had gone to Italy and in the house, his sister in law Rajwinder Kaur and her younger son were living and his house and house of his uncle Gurwinder Singh are also situated there. It was further stated by the complainant that on 29.08.2024 at about 12:00 noon, Ninder Kaur had come in the house of his sister in law Rajwinder Kaur and thereafter, Ladha @ Gurmit Singh and his wife Sonia also come and they quarreled with his sister in law. The complainant further stated that at about 04:00 PM, he and son of his uncle were standing outside of their house and his sister in law called him and told that Gurmit Singh, his wife Sonia and Ninder Kaur had insulted her due to which she consumed some poisonous substance. The complainant alongwith Gurwinder Singh took his sister in law Rajwinder Kaur in the hospital and on the way, they prepared video in which she told that she consumed poisonous substance due to the insult committed by above said persons and on the way, she died.

4. I have heard the counsel for accused-applicant, learned Additional PP for the State and have also perused the record.

5. The counsel for accused-applicant argued that accused/applicant was innocent and falsely implicated in the present case. It was further argued that the deceased had consumed poisonous

substance due to the reason best known to her and accused-applicant never insulted the deceased and prayed for bail.

6. On the other hand, learned APP for the State strongly argument that serious allegations of insulting the deceased have been levelled against the present accused-applicant being due to which she committed suicide and in case, she is granted bail, she might try to hamper the proceedings of the trial and might also try to influence the prosecution witnesses and as such, she does not deserve the leniency of the court in grant of relief of bail and prayed for its dismissal.

7. After hearing learned counsel for parties and after perusing the record, it transpires that specific allegations of insulting the deceased Rajwinder Kaur had been levelled against the present accused-applicant by the complainant. These allegations are very serious and grave in nature. Even the perusal of record shows that the deceased had specifically named the accused-applicant, while her dying declaration was recorded. As such, keeping in view the gravity of offence involved, the court is of the considered opinion that in case, accused/applicant is granted concession of bail, she might attempt to hamper the process of the trial and influence the prosecution witnesses in one way or the other. Accordingly, the bail application of accused-applicant stands dismissed.

Date of Order: 12.09.2024
Dilbag Singh Steno-II

(Baljinder Sidhu)
Additional Sessions Judge
Fast Track Special Court

