

**IN THE COURT OF RACHHPAL SINGH
ADDITIONAL SESSIONS JUDGE,
FAST TRACK COURT,
EXCLUSIVELY DEALING WITH RAPE CASES,
FEROZEPUR
(UID No. PB-0284)**

CIS No. BA/ 2736 of 2025
CNR No. PBFZ01006814-2025
Date of order : 11.09.2025

Sukhwinder Kaur alias Bholi, aged 38 years wife of Jasmail Singh, resident of Village Shakoor, Tehsil and District Ferozepur.

.....Applicant/accused.

Versus

State of Punjab

.....Respondent

FIR No. 76 dated 18.07.2025

***Under Sections 108 of
Bhartiya Nyaya Sanhita, 2023,***

***Police Station : Ghall Khurd
District : Ferozepur.***

Bail application under Section 482 of B.N.S

Present: ***Ms. Priya Rani, Adv. & Sh.Adish Kumar, Adv.
counsels for applicant/accused.
Ms. Teena, Additional P.P for the State.***

ORDER.

**Sukhwinder Kaur alias Bholi (applicant/accused) has
filed instant application for grant of pre-arrest bail under Section 482**

of B.N.S.S, on the ground that she is innocent, has nothing to do with the said offence and has been falsely implicated in the present case being wife of Jasmail Singh (co-accused/non-applicant). Even from the contents of the FIR, no offence under Section 308 of BNS is made out against the applicant/accused. True facts are that the alleged agreement dated 19.09.2023 was allegedly executed between Sarabjit Kaur (since deceased) and Jasmail Singh (co-accused/non-applicant) and there are no such allegations leveled that she was applicant/accused who was under any liability to pay the said amount to deceased Sarabjit Kaur. Even otherwise, till date, Sarabjit Kaur (since deceased) neither moved any application to any police authority nor filed any case before any court of law against applicant/accused for recovery of alleged amount. Moreover, the vehicle in question still registered in the name of Harmail Singh (husband of deceased)(photocopy of RC enclosed). Reliance is also placed upon the findings of the Hon'ble Punjab & Haryana High Court in case titled as ***“Rana Chawla Versus State of Punjab”, reported in 2023(1) Law Herald 826*** wherein relief of anticipatory bail was granted. Similarly, in another case bearing ***CRM-M-3566-2025 titled as “Jasvir Singh alias Jasvir alias Dholi Vs.***

State of Punjab” relief of anticipatory bail was granted and facts of both the above said cases are similar to the facts of the case in hand. Nothing is to be recovered from the applicant/accused. Now, the police officials of Police Station Ghall Khurd, District Ferozepur, are conducting raids in the house of the accused-applicant. She is ready to join the investigation, if in that event IO/SHO/arresting officer be directed that on doing so, she be released on bail. (*Application is duly supported with affidavit*).

2. Upon notice, **Ms. Teena, learned Additional Public Prosecutor** appeared. No reply to the bail application has been filed but hotly contested the same. It is submitted that since there are specific allegations leveled regarding continuous harassment by the applicant/accused as well as co-accused/non-applicant due to which Sarabjit Kaur committed suicide, therefore opposed prayer.

3. **Police record** requisitioned, produced by **ASI Resham Singh No.762/FZR** posted at **police station Ghall Khurd** who has suffered statement to the effect :

- (i) That **this is first bail application of applicant/accused** and no other bail application of applicant/accused is pending before any court of law.

- (ii) That FIR in question was registered on statement of Ranjit Singh son of Swaran Singh (brother of deceased) against applicant/accused Sukhwinder Kaur alias Bholi and her husband Jasmail Singh.
- (iii) That applicant/accused is sister in law (Jethani) of Sarabjit Kaur (since deceased).
- (iv) That no other offence has been added or deleted in the FIR.

4. **Ranjit Singh** son of Swaran Singh (*complainant-brother of deceased*) suffered statement that about 14 years prior, Sarabjit Kaur (sister), aged about 35 years, was married with Harmail Singh son of Mehar Singh, resident of Village Shakoor, Police Station Ghall Khurd and out of their wedlock, two children were born. However, after death of Harmail Singh (husband of sister) who died due to heart attack, about three years ago, his (complainant's) sister started residing separately in the house with Jasmail Singh (Jeth), resident of Village Shakoor. Sarabjit Kaur (sister) entered into an agreement dated 19.09.2023 with Jasmail Singh (Jeth) regarding joint ownership of Tractor make Arjan and Tralla, value of which was fixed as Rs.5 lacs and as per said agreement, half of the fixed amount i.e. Rs.2.5 lacs comes to the share of Sarabjit Kaur but Bholi (wife of Jasmail Singh)

(Jethani) insisted her husband not to give share of tractor-trolley to Sarabjit. He (complainant) many times requested Jasmail Singh and his wife Bholi to give the share of tractor-trolley to Sarabjit Kaur but they prolong the matter on one pretext or the other, due to which Sarabjit Kaur (sister) remained depressed. On 17.07.2025, at about 11:00 AM (day time), Sarabjit Kaur (sister) telephonically called him and told that due to atrocities committed by Jeth and Jethani, she has consumed poisonous substance. She was already shifted to Guru Gobind Singh Medical College & Hospital, Faridkot by Akash son of Gamdoor Singh where he (complainant) alongwith Gurbhej Singh also arrived. However, during treatment, Sarabjit Kaur died. Prayer made for taking action. ***Instant case under Section 108 of Bhartiya Nyaya Sanhita, was got registered.***

5. After having considering rival submissions put forth by counsel for both the parties and, perusal of the police record reveals that there are specific allegations leveled that due to harassment caused by Sukhwinder Kaur alias Bholi(Jethani)(applicant/accused), ***Sarabjit Kaur committed suicide***, which are of serious in nature and, if concession of pre-arrest bail has been granted, then it certainly

will hamper police investigation. Hence, keeping in view of the gravity of offence, no ground is made out warranting concession of bail in favour of applicant/accused **Sukhwinder Kaur alias Bholi under section 482 of BNSS**. Thus, bail application stands **dismissed**.

However, these observation of mine shall have no effect on the merits of the case. Police record be returned. Bail application papers consigned to the record room, Ferozepur.

Pronounced in open court.

Dated: 11.09.2025

**(Rachhpal Singh)
Addl. Sessions Judge,
(Fast Track Court, exclusively
dealing with rape cases) Ferozepur
UID No. PB0284.**

**(Manoj Kumar)
Stenographer-II**