

**In the Court of Dharminder Paul Singla,
Additional Sessions Judge, Fazilka
[UID No.PB0083]**

Case Type	BA
Regn. No.	BA-1896-2025
CNR No.	PBFZC000-4711-2025
Date of order	25.07.2025.

Sinamdeep Kaur @ Sinamdeep, aged about 19 years daughter of Kuldeep Sigh, resident of village Wahabwala, P.S. Bahavwala, Tehsil Abohar, District Fazilka.

.....Accused/applicant

Versus

State of Punjab.

.....Respondent.

FIR No. 55 dated 15.05.2025
U/Sec.108 of BNS
Police Station Bahavwala.

Application under Section 483 of BNSS, 2023.

Present: Shri Mehta Vinod Kumar, Advocate for applicant
Shri Harjot Singh, Ld. Additional PP for the state along-with
ASI Lekh Raj.

ORDER

1. This order of mine shall dispose of application for regular bail under Section 483 of BNSS, 2023, moved by accused/ applicant Sinamdeep Kaur @ Sinamdeep Kaur in case FIR No. 55 dated 15.05.2025 for offences U/Sec. 108 BNS, registered at Police Station Bahavwala.
2. Relevant facts for disposal of bail application are that complainant Kuljeet Kaur wife of Jeet Singh has got registered the case with the allegations that she is working as labourer. She has three children, whereas elder one is Sukhpal Singh, youger to him is daughter

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Sumandeep Kaur and youngest is Sukhwant Singh. She further stated that her husband Jeet Singh died about one year back, whereas her son Sukhwant Singh has solemnized marriage with applicant Sinamdeep Kaur daughter of Kuldeep Singh resident of Bahavwala, with his own wish and they were residing outside from the village. Now about 10 days back, her son Sukhwant Singh along-with her daughter-in-law applicant Sinamdeep Kaur came to village Bahavwala, but her daughter-in-law applicant Sinamdeep Kaur giving threat that she will not reside in the village and will go to her paternal home. Complainant stated that accused Swaranjeet Kaur @ Savarnjit Kaur instigated her daughter applicant Sinamdeep Kaur and on 05.05.2020 at about 8/9 AM, applicant-accused Sinamdeep Kaur @ Sinamdeep left the house after dispute with Sukhwant Singh, whereas later on applicant-accused Sinamdeep Kaur @ Sinamdeep and mother-in-law of her son were giving threats on the phone and due to this reason her son was mentally disturbed. On 13.05.2025 at about 10/11 AM her son left the house and complainant were searching for him and today she came to know that dead body of her son was hanging with Kikker tree on the Amarpura to Bhagu Road which was also stinking(smelling). Complainant further alleged that her son Sukhwant Singh has committed suicide due to harassment from applicant-accused Sinamdeep Kaur and her mother Swaranjeet Kaur @ Savarnjit Kaur. On the basis of these allegations, FIR has been registered and investigation is pending.

3. Learned counsel for the accused/applicant pressed for regular bail on the ground that applicant-accused has been falsely implicated in the present case, though she belongs to respectable family. He further pressed that the applicant-accused is permanent resident of the village and will not abscond from the process of law and will appear on each and every hearing. He further pressed that she will not directly or indirectly made any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade her from disclosing such facts to the court. He further pressed that the applicant-accused is in custody since the

date of her arrest i.e. 15.05.2025 and no useful purpose would be served by keeping her in custody for an indefinite period. He prayed for bail of applicant-accused on these grounds.

4. Learned Addl. PP for State opposed the bail application on the ground that deceased Sukhwant Singh has committed suicide due to harassment from the applicant-accused and prayed for dismissal of bail on these grounds.

5. I have heard the learned counsel for the accused/applicant, learned Addl.P.P for the State and have perused the record carefully.

6. After hearing their respective submissions and perusal of record reveals the facts that complainant Kuljeet Kaur has leveled various allegations against the applicant-accused as well as her mother, but deceased Sukhwant Singh has left the house on 13.05.2025, whereas his dead body was found on 15.05.2025. Moreover applicant Sinamdeep Kaur has also left the home, as per allegations of the complainant, on 05.05.2025 i.e. 10 days prior to the alleged occurrence. As such, the allegations leveled by the complainant have yet to be established during the trial that the same was having any penultimate or immediate act on the part of the applicant-accused. Applicant-accused is wife of deceased Sukhwant Singh and neither any suicide note has been found during the investigations and nor any such immediate act on the part of the applicant-accused alleged by the complainant, which has compelled Sukhwant Singh to commit suicide.

7. Keeping in view of above facts and circumstances, the allegations leveled by the complainant have yet to be established during the trial but the present applicant-accused is in custody from almost two months as she was arrested on 15.05.2025. The completion of investigations, presentation of challan and conclusion of trial would take long time, therefore no purpose would be served by continued detention of the applicant-accused in custody for an indefinite period as "Bail is rule and jail is an exception". On this account, this court find support and

strength from the law laid down by Hon'ble Apex Court in **Sangram Sadashiv Suryavanshi Vs State of Maharashtra, Criminal Appeal No. 4758 of 2024 decided on 25.11.2024 by the Hon'ble Apex Court**, wherein the Hon'ble Apex Court observed the well settled rule that “bail is rule and jail is exception”.

8. In light of above legal position as well as facts and circumstances, this court is of the considered view that the accused/applicant cannot be confined into custody for an indefinite period, as the conclusion of trial would take long time, therefore, accused/applicant deserves for concession of bail. Consequently, present bail application moved by accused/applicant **Sinamdeep Kaur @ Sinamdeep** is hereby allowed and she is ordered to be released on bail on furnishing of bail bonds in the sum of Rs.50,000/- with one surety in the like amount to the satisfaction of learned Area Magistrate/learned Duty Magistrate.

9. However, any observation given in this order shall not effect on merits of the main case. Copy of this order be sent to the Jail by Ahlmad of this court through e.mail. Copy of order be sent to learned Area Magistrate by Ahlmad for compliance. Police record be returned, whereas bail application file be consigned to the Record Room after due compilation.

Pronounced:

Dated:25.07.2025

Jasvir Steno-II

(Dharminder Paul Singla),
Addl. Sessions Judge,
Fazilka.[UID No. PB0083]

Sinamdeep Kaur @ Sinamdeep Vs State of Punjab

Present: Shri Mehta Vinod Kumar, Advocate for applicant
Shri Harjot Singh, Ld. Additional PP for the state along-with
ASI Lekh Raj.

Power of attorney for applicant-accused has been filed by
Advocate Sh. Mehta Vinod Kumar. Police record produced. Arguments
heard. Vide my separate detailed order of even date, instant bail
application has been allowed. Copy of this order be sent to the Jail by
Ahlmad to this court through e.mail. One copy of this order be retained on
the main file/challan. Police record be returned and papers of bail
application file be consigned to the record room after due compilation.

Pronounced:

Dated:25.07.2025

Jasvir Steno-II

(Dharminder Paul Singla),
Addl. Sessions Judge,
Fazilka.[UID No. PB0083]

Dharminder Paul Singla
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