

AMARJIT SINGH & ORS VS STATE OF PUNJAB

Present : Mr.Simranjeet Singh, Advocate
for applicant/appellant No.4.

Mr. Arshvinder Singh, Addl.A.G., Punjab.

Applicant-appellant No.4 Rajwinder Kaur @ Rajpreet Kaur, who was convicted under Sections 148, 302, 323 and 342 read with Section 149 IPC moves this application praying for suspension of sentence and grant of bail having undergone sentence of 3 months and 29 days as on today as per the custody certificate placed on record by the learned State counsel.

We heard the submissions made on either side.

The allegation of the prosecution is that the applicant/appellant No.4 exhorted the other accused to drag the deceased to the house of one of the accused namely Amarjit Singh. In other words, there was no attribution that she caused any injury to the deceased. It is brought our notice that the investigating officer gave a clean chit to applicant/appellant No.4 but she was summoned only under Section 319 of the Code of Criminal Procedure. Further, the appeal is of the year 2016. It may take some time for the appeal to mature for final hearing. Under such circumstances, we are of the view that applicant/appellant No.4 has made out a case for suspension of sentence and grant of bail.

Accordingly, the criminal miscellaneous application is allowed and the sentence of imprisonment of applicant/appellant No.4 Rajwinder Kaur @ Rajpreet Kaur, during the pendency of the appeal is suspended and

she is granted bail to the satisfaction of learned Chief Judicial
Magistrate/Duty Magistrate, Moga.

(M. JEYAPPAUL)
JUDGE

(HARI PAL VERMA)
JUDGE

September 21, 2016

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