

ITEM NO.19

Virtual Court 5

SECTION II-B

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

SPECIAL LEAVE PETITION (CRIMINAL) Diary No(s). 7340/2020
(Arising out of impugned final judgment and order dated 12-07-2013
in CRAD No. 68/2013 passed by the High Court Of Punjab & Haryana At
Chandigarh)

PARAMJIT KAUR @ SUKHWINDER KAUR

Petitioner(s)

VERSUS

THE STATE OF PUNJAB

Respondent(s)

(IA No.36488/2020-CONDONATION OF DELAY IN FILING and IA
No.36489/2020-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT)

Date : 18-05-2020 This petition was called on for hearing today.

CORAM :

HON'BLE MRS. JUSTICE R. BANUMATHI
HON'BLE MS. JUSTICE INDU MALHOTRA
HON'BLE MR. JUSTICE ANIRUDDHA BOSE

For Petitioner(s) Mr. Jatinder Pal Singh, AOR

For Respondent(s)

UPON hearing the counsel the Court made the following
O R D E R

The Court is convened through video conferencing.

We have heard Mr. Jatinder Pal Singh, learned counsel
appearing on behalf of the petitioner.

Delay condoned.

By the concurrent findings of the Trial Court as well as by
the High Court, the petitioner-Paramjit Kaur @ Sukhwinder Kaur and
other accused viz. Billa and Gurbhej Singh @ Geja were convicted
under Section 302 IPC read with Section 120(B) IPC. The Trial Court
has awarded death sentence to the accused which was commuted by the

High Court to life sentence by the impugned judgment. The case of the prosecution inter alia relies upon the circumstantial evidence namely: (i) that death of both Rakesh Kumar and Pooja was homicidal death; (ii) Evidence of PW-3 viz. Gurdev Singh who had last seen the deceased Rakesh Kumar along with co-accused viz. Billa and Gurbhej Singh @ Geja on Motor Cycle on 07.11.2010 at about 5.00 P.M.; (iii) Motive alleged against the petitioner and other co-accused is that they had grudge against Rakesh Kumar that he had love and friendship with deceased Pooja; (iv) Matching of foot mould found near the body which tallied with the accused Billa and Gurbhej Singh @ Geja and the petitioner; and (v) recovery of kappa made from the accused.

As concurrently held by the Trial Court as well as by the High Court that all the circumstances unerringly pointing to the guilt of the accused. Having regard to the concurrent findings, we are not inclined to interfere with the impugned order. The special leave petition is, accordingly, dismissed.

Pending application(s), if any, shall also stand disposed of.

(MADHU BALA)
AR-CUM-PS

(BEENA JOLLY)
BRANCH OFFICER