

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

**Crl. Misc. No. M-12110 of 2014
Date of decision : 27.04.2015**

Chand Singh

..... Petitioner

versus

State of Haryana

... Respondent

CORAM:- HON'BLE MRS. JUSTICE ANITA CHAUDHRY

**Present: Mr. S.S. Goripuria, Advocate
for the petitioner**

Mr. Deepak K. Grewal, DAG Haryana

**Mr. S.K. Chauhan, Advocate
for the complainant**

ANITA CHAUDHRY, J. (ORAL)

The petitioner is seeking regular bail in FIR No. 289 dated 31.08.2013 registered at Police Station Meham, District Rohtak under Section 306, 34 IPC.

Baljeet Singh deceased had committed suicide. He had left a suicide note. Before his death, another incident had taken place in the house. His married daughter Savita also met her death. He husband was in the Army. The complaint was registered at the instance of Vineet @ Neetu son of Baljeet Singh, real brother of Savita. In all six accused are facing trial which include Savita's husband, his parents, Arvind - brother-in-law of the complainant. Five of the accused are on bail. It is the petitioner who alone is in custody.

Learned counsel for the petitioner urges that the petitioner is in custody since November 2013 and the trial is not proceeding. Copy of the zimni orders have been placed on record. He states that the FSL report has not been received and the examination-in-chief of the

complainant was got deferred by the prosecution and earlier the prosecution witnesses failed to appear and warrants were issued to secure their presence and delay was not because of him. It was urged that according to the suicide note Baljeet himself had murdered his daughter as she had brought disrepute to the family as she had taken large amount from various persons for giving them jobs and a Panchayat was also held but a different version was given by the complainant that Savita was accidentally shot and Baljeet Singh committed suicide on account of disrepute brought by Arvind and other family members and the deceased was tense. Learned counsel for the petitioner has also appended the agreement entered into by Savita and the post dated cheques issued by her to various persons which are part of the record here.

Learned counsel for the complainant as well as State counsel have opposed the bail application.

The petitioner is in custody for almost last 1½ years. Examination-in-chief of the complainant was got deferred as the prosecution is yet to receive the FSL report. The prosecution has not made any attempt to get the report expedited. The trial will indeed take some more time to conclude. It is not necessary to go into the merits of the case. Considering the above, the petition is allowed and the petitioner is ordered to be released on bail on his furnishing adequate bonds to the satisfaction of the trial Court.

April 27, 2015

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**(ANITA CHAUDHRY)
JUDGE**