

**HIGH COURT FOR THE STATES OF PUNJAB & HARYANA AT
CHANDIGARH**

**CRM-M-25314-2015
Date of decision:18.9.2015**

Lakhwinder Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE RAMESHWAR SINGH MALIK

1. To be referred to the Reporters or not ?
2. Whether the judgment should be reported in the Digest ?

Present: Mr.Kamal Narula, Advocate for the petitioner.
Mr. Daljeet Singh Virk, AAG, Punjab.

RAMESHWAR SINGH MALIK, J. (Oral)

Petitioner seeks bail pending trial in FIR No.21 dated 24.2.2015 registered under Section 306 of the Indian Penal Code at Police Station, Mamdot, District Ferozepur.

Learned counsel for the petitioner submits that it was about five years' old marriage. Out of this wedlock, a male child was born, who is living with the parents of the petitioner. Petitioner had no role to play in the unfortunate incident, wherein his wife taken the extreme step of committing suicide. In fact, he himself took the deceased to the hospital for treatment but she could not be saved. He further submits that since the prosecution evidence is yet to start, conclusion of the trial will take some time. He prays for allowing the present petition.

On the other hand, learned counsel for the State submits that since the petitioner is the only accused and allegations are direct as well as serious, he is not entitled for bail pending trial. He prays for dismissal of the present petition.

Having heard the learned counsel for the parties and after careful perusal of the record of the case, petitioner has been found entitled for bail pending trial. It is so said, because petitioner himself has taken the deceased to the hospital. The child, who was born out of this wedlock, is also living with the parents of the petitioner. Further since the prosecution evidence is yet to start, conclusion of the trial will take some time.

In view of the above and without commenting anything further on merits at this stage, lest it should prejudice the rights of either of the parties, the instant petition is allowed. Petitioner is directed to be released on bail pending trial on his furnishing adequate bail bonds/surety bonds to the satisfaction of learned trial Court.

Disposed of, accordingly.

18.9.2015
mks

(RAMESHWAR SINGH MALIK)
JUDGE