

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

**C.R.M-M No.27953 of 2015
Date of Decision : 07.09.2015**

Jumat Ali

..... Petitioner

versus

State of Punjab

..... Respondent

CORAM : HON'BLE MR.JUSTICE AJAY TEWARI

Present : Mr. B.D. Sharma, Advocate
for the petitioner.

Ms. Amarjit Kaur Khurana, Addl.A.G., Punjab.

1. Whether Reporters of local papers may be allowed to see the judgment?
2. To be referred to the Reporters or not?
3. Whether the judgment should be reported in the Digest?

AJAY TEWARI, J. (Oral)

This petition has been filed under Section 439 Cr.P.C. for grant of regular bail to the petitioner in case F.I.R. No.113 dated 15.06.2015 registered under Section 306 IPC at Police Station Division No.1, Jalandhar.

On the last date the following order was passed:-

“The petitioner has been taken in custody for an offence under Section 306 IPC because his wife committed suicide.

Learned counsel for the petitioner has argued that the petitioner has been in custody for the last 2½ months and there

is no allegation that any dowry was demanded.

Learned Deputy Advocate General on instructions from ASI Jaswinder Singh has accepted these facts.

Learned counsel for the petitioner has further argued that a four years old child of the petitioner is now living with the neighbour and in these circumstances it is in the interest of justice that the petitioner be released on bail.

Learned Deputy Advocate General seeks a short adjournment to ascertain as to where the child of the petitioner is staying.

Adjourned to 07.09.2015.”

Today the learned Additional Advocate General on instructions from ASI Jaswinder Singh has informed the Court that child of the petitioner is staying with the landlord.

Keeping in view the above fact and the period of incarceration already suffered by the petitioner (i.e. more than 3 months), without going into the merits of the case, I deem it appropriate to release the petitioner on regular bail to the satisfaction of the trial Court/Duty Magistrate.

Ordered accordingly.

Petition stands disposed of.

Since the main case has been decided, the pending criminal miscellaneous application, if any, also stands disposed of.

September 07, 2015

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**(AJAY TEWARI)
JUDGE**