

211

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

CRM-M-28764 of 2015

Date of Decision: September 04, 2015.

Ramesh Kumar

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MRS. JUSTICE SABINA

Present: Mr. S.P.S. Sidhu, Advocate
for the petitioner.

Mr. R.P.S. Sidhu, AAG Punjab.

SABINA, J.

Petitioner has filed this petition under Section 439 of the Code of Criminal Procedure, 1973 seeking regular bail in FIR No.354 dated 27.12.2014, under Sections 302, 420, 465, 467, 468, 471, 120-B of Indian Penal Code, 1860, registered at Police Station City Ferozepur, District Ferozepur.

Prosecution story, in brief, is that Amandeep Kaur daughter-in-law of the complainant was having illicit relations with the petitioner. Amandeep Kaur and the petitioner in connivance with each other, gave some poisonous substance to Sukhwinder Singh and as a result, he died. Initially, complainant had stated before the police that he did not want to take any action against anyone as the matter was compromised.

Learned counsel for the petitioner has submitted

that in the present case, there was no postmortem examination report to substantiate the plea that the deceased had died due to consumption of some poisonous substance. Sukhwinder Singh had died on 16.07.2014, whereas, the FIR in question was registered on 27.12.2014. Amandeep Kaur co-accused of the petitioner has been granted bail by the trial Court.

Learned State counsel, on the other hand has opposed the petition.

In the present case, petitioner is in custody since 29.12.2014. Challan has already been presented in the Court and conclusion of trial may take time.

Keeping in view the submissions made by learned counsel for the petitioner, it would be just and expedient to grant bail to the petitioner.

Accordingly, without expressing any opinion on merits on the case, this petition is allowed. Petitioner be admitted to bail, subject to the satisfaction of the Chief Judicial Magistrate, Ferozepur.

**(SABINA)
JUDGE**

September 04, 2015
mahavir