

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

CRM-M-32598-2013

Date of Decision: August 25, 2015.

DALJIT SINGH

.....PETITIONER

VERSUS

STATE OF PUNJAB & ANR

.....RESPONDENTS

CORAM:- HON'BLE MR. JUSTICE M.M.S.BEDI

Present: Mr.Sarabjit Singh,Advocate
for the petitioner

Ms.Harpreet K.Athwal,DAG, Punjab

M.M.S.BEDI, J.(Oral)

The matter is stated to have been compromised. Statements of the parties in this respect stands recorded by Sub Divisional Judicial Magistrate, Sultanpur Lodhi.

I have heard counsel for the petitioner. In the complaint the allegation against the petitioner is that he in connivance with his family members was responsible for administration of some poisonous substance to Shamsheer Singh son of the complainant which resulted in his death near the cremation ground. There was a dispute regarding some loan amount given by the petitioner.

I am of the opinion that the question which requires to be determined, from the facts and circumstances of the case available on record, is whether the petitioner had abetted the deceased to commit suicide as per the allegation of the complainant, father Balwinder Singh. The petitioner is on bail.

This petition is disposed of with the direction to the trial Court that after recording statement of the complainant father Balwinder Singh, the trial Court shall expeditiously dispose of the trial. In case any incriminating material is not brought on the record by the prosecution witnesses, it will be open to the trial Court to rely on compromise and the statements of the parties made in the Court and consider the same as a mitigating circumstance. The trial Court will be entitled to acquit the accused by giving him benefit of doubt.

**(M.M.S.BEDI)
JUDGE**

August 25, 2015.