

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM No.M-35266 of 2015

Date of Decision: November 16, 2015

Thana Singh

...Petitioner

VERSUS

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGHPresent: Mr.Surinder Garg, Advocate
for the petitioner.Mr.Varun Sharma, Asstt. Advocate General, Punjab
for the respondent-State.Mr.K.B.Raheja, Advocate
for the complainant.

INDERJIT SINGH, J.

Petitioner has filed this petition under Section 439 Cr.P.C. for grant of regular bail in case FIR No.122 dated 16.06.2015 under Sections 306 and 120-B IPC, registered at Police Station Zira, District Ferozepur.

Notice of motion was issued and learned State counsel as well as learned counsel for the complainant appeared and contested the petition.

I have heard learned counsel for the parties as well as learned State counsel and have gone through the record.

From the record, I find that FIR was registered on the statement of Pirthi Singh. As per the allegations, wife of the complainant namely Charanjit Kaur was induced by Sukhjit Kaur for having illicit relations with Labh Singh and she took them to Baba Thana Singh, who did Hathola "Jhara" on the wife of the complainant

to go with Labh Singh. As per the allegations, Charanjit Kaur informed her son Gurmeet Singh on telephone that Labh Singh is compelling her to consume poisonous substance at the place of Baba at village Sekhwan. It is also in the FIR that when the complainant reached there, Charanjit Kaur had died due to consuming poisonous substance and Labh Singh was lying on the ground by doing drama that he has also consumed poisonous substance.

Keeping in view the facts and circumstances of the present case and the fact that Thana Singh is not the main accused and in view of the fact Sukhjit Kaur has already been granted bail by learned Addl. Sessions Judge, I find it a fit case where petitioner is entitled to benefit of regular bail.

The petitioner is in custody since 18.06.2015. He is not required for any investigation or interrogation purposes. The trial of the case will take long time. No useful purpose will be served by keeping the petitioner in custody till the final disposal of the case.

Keeping in view the facts and circumstances of the present case, without discussing the facts in minute detail and without expressing any opinion on the merits of the case, the present petition is allowed and the petitioner is ordered to be released on bail subject to his furnishing personal bonds in the sum of ₹50,000/- with one surety in the like amount to the satisfaction of learned trial Court/Duty Magistrate.

November 16, 2015
Vgulati

(INDERJIT SINGH)
JUDGE