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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-35727 of 2015

Date of decision: November 30, 2015

Harjinder Singh

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MRS. JUSTICE SABINA

Present: Mr. Angel Sharma, 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.75 dated 06.06.2015, under Section 306 of Indian Penal Code, 1860, registered at Police Station Amloh, District Fatehgarh Sahib.

FIR in question was registered against the petitioner on the allegation that his wife Sukhjit Kaur had ended her life after consuming some poisonous substance as she was fed up from her husband-petitioner.

Learned counsel for the petitioner has submitted that as per the report of the chemical examiner, no poison was detected in the *viscera*. Further, the Board of Doctors had opined that the cause of death could not be ascertained in the present case in view of the report of the chemical

examiner. Petitioner is in custody since 24.06.2015. Challan has already been presented in the Court and conclusion of trial may take time.

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

Keeping in view the fact that the petitioner is in custody since 24.06.2015 and challan has already been presented in the Court and conclusion of trial may take time and the report of the chemical examiner, it would be just and expedient to order the release of the petitioner on bail.

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, Fatehgarh Sahib.

**(SABINA)
JUDGE**

November 30, 2015
mahavir