

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

**C.R.M-M No.36286 of 2015
Date of Decision : 19.11.2015**

Harjit Singh

..... Petitioner

versus

The State of Punjab

..... Respondent

CORAM : HON'BLE MR.JUSTICE AJAY TEWARI

Present : Mr. Anurag Arora, Advocate
for Mr. Gautam Dutt, 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 FIR No.42 dated 22.07.2014, registered under Section 304-B IPC, at Police Station Dhilwan, District Kapurthala.

Learned counsel for the petitioner has argued that the petitioner is the first cousin of the husband and in this case the husband has not been named as an accused. He has further argued that as per the FIR the two reasons which contributed to the suicide of the deceased were ; i) the issue

of dowry which is not against the present petitioner ii) the fact that the petitioner had an evil eye on the deceased. He has further stated that the petitioner has now been in custody for the last 1 year and 2 months.

Learned counsel for the complainant as well as the learned Additional Advocate General have accepted these factual assertions. However, learned counsel for the complainant has stated that even though the deceased may been facing problems with regard to dowry but the tipping point was harassment meted by her by the present petitioner after he came back to India from Italy in the last year and it was this harassment which forced the deceased to take the ultimate step.

Be that as it may, keeping in view the above facts and the period of incarceration already suffered by the petitioner, 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 allowed.

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

November 19, 2015

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**(AJAY TEWARI)
JUDGE**