

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH.

CRM-M-39553 of 2015

Date of Decision: November 30, 2015

Banta Singh

....Petitioner

Versus

State of Punjab.

.....Respondent

CORAM: HON'BLE MR.JUSTICE RAJAN GUPTA

Present: Mr. G.S.Kaura, Advocate
for the petitioner.

Mr.Shilesh Gupta, Addl.A.G.,Punjab

Rajan Gupta, J (Oral)

This is a petition under Section 438 Cr.P.C seeking pre-arrest bail in a case registered against the petitioner under Sections 302, 34 IPC at Police Station, Sadar Rupnagar vide FIR No.68 dated 18.6.2015.

Statement was made by mother of the deceased namely, Jaspal Kaur that on 16.6.2015 a call was received from the deceased that she was given beating and was being harassed by her-in-laws including Banta Singh (petitioner herein) father in law. On 17.6.2015, she received a call from her son in law that she may come to their house. On reaching there, she found her daughter dead. She died due to poisoning. As a result, FIR was registered and investigation ensued. During investigation, it was conclusively found that daughter of the complainant had died due to poisoning. Stand of the investigating agency is that this poisonous substance was administered to her.

Counsel for the petitioner, however, submits that no offence

under Section 302 IPC is made out either from the perusal of FIR or the investigation carried out pursuant thereto. He further submits that at best case of suicide is made out.

Keeping in view the fact that matter is still at the stage of investigation and this court does not express any opinion on merits. Admittedly, none of the accused has been interrogated till now. In the facts and circumstances of the case, no case for grant of anticipatory bail is made out.

Dismissed.

(Rajan Gupta)
Judge

November 30, 2015
BB