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IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM-M No.7275 of 2015
Date of Decision: 03.08.2015

RAVINDER SINGH

.....Petitioner

Vs

STATE OF PUNJAB

.....Respondent

CORAM: ***HON'BLE MR. JUSTICE RAJ MOHAN SINGH***

Present: Ms. Mandeep Kaur, Advocate
for the petitioner.

Mr. Arshdeep Singh Kler, DAG, Punjab.

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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?

RAJ MOHAN SINGH, J. (Oral)

Learned counsel for the petitioner contends that even as per FIR, deceased Ranjit Kaur visited the house of her brother/complainant on 30.01.2015. On the next day i.e. 31.01.2015, she consumed some poisonous substance and was hospitalised by Paramjit Singh, her brother-in-law (devar).

Learned State counsel on instructions from ASI Pal Singh states that as per investigation done by the police till date, husband was not found to be present at the time of occurrence. Learned counsel for the petitioner states that the marriage of the petitioner with Ranjit Kaur was solemnised about 15 years ago and the couple

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was blessed with 2 children. There was no such complaint during long 15 years of matrimonial life. According to the petitioner, relation between deceased and her brother were not cordial and the death in question has reasonable connectivity with the strained relation between deceased and her brother.

At this stage, without commenting upon anything on merits, it is prima facie found that there was no complaint during 15 years of marriage. Admittedly, the deceased visited parental house on 30.01.2015 and both the children are in the house of the petitioner. Therefore, applicability of ingredients of offence under Section 306 IPC would remain a debatable issue at trial.

In view of aforesaid, petitioner is directed to join investigation as and when called upon to do so by the Investigating Officer. In the event of the arrest of the petitioner, he shall be enlarged on bail by the Investigating Officer, subject to his satisfaction. However, petitioner shall abide by the conditions as envisaged under Section 438(2) Cr.P.C.

Disposed of.

(RAJ MOHAN SINGH)
JUDGE

August 03, 2015
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