

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Crl. Misc. No. M-35061 of 2016

Date of decision : 17.10.2016

Sukhchain Singh

... Petitioner

versus

State of Punjab

... Respondent

CORAM:- HON'BLE MRS. JUSTICE ANITA CHAUDHRY

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

Mr. Deep Singh, AAG Punjab

ANITA CHAUDHRY, J. (ORAL)

This is the second petition filed by the petitioner seeking regular bail in FIR No. 118 dated 09.10.2015 registered at Police Station Mamdot, District Ferozepur under Section 306 IPC .

Learned counsel for the petitioner contends that the first application was moved at the early stages and was withdrawn. He further states that the incident took place in July 2015 but the matter was reported to the police in October 2015 and no statement was made against the petitioner in the proceedings recorded under Section 174 Cr.P.C. He further states that the petitioner is in custody since 12.11.2015 and the complainant has been examined. The counsel further states that the marriage was over eight years old. He has also pointed out that there is no injury in the Postmortem Report.

Learned State counsel submits that in the proceedings initiated under Section 174 Cr.P.C. the complainant side had not made any statement against the petitioner.

Without commenting anything on the merits of the case and considering the fact that the trial will take time to conclude, the petition is allowed and the petitioner is ordered to be released on bail on his furnishing adequate bonds to the satisfaction of the trial Court/Duty Magistrate.

(ANITA CHAUDHARY)
JUDGE

October 17, 2016

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Whether Reasoned/Speaking

Yes/No

Whether Reportable

Yes/No