

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

**CRM-M No. 40453 of 2016
Date of decision: 03.12.2016**

Gurinder Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. Sant Pal Singh Sidhu, Advocate
for the petitioner.

Mr. Mikhail Kad, Assistant Advocate General, Punjab.

Mr. Dinehs Shrma, Advocate
for the complainant.

JAISHREE THAKUR, J. (Oral)

Petitioner Gurinder Singh has filed the present petition under Section 439 Cr.P.C. for grant of regular bail in case FIR No. 17 dated 10.02.2016, registered under Sections 304-B and 34 of the IPC at Police Station Sadar Ludhiana, District Ludhiana.

Counsel for the petitioner contends that petitioner is the brother-in-law of the deceased and was residing separately. Moreover, he has been in custody since 06.14.2016. The investigation is complete and charges have been framed. It is further argued that the prosecution evidence is yet to start which is likely to take some time.

Notice of motion.

Mr. Mikhail Kad, AAG, Punjab has appeared on behalf of respondent-State and contested the bail application.

At this stage, appearance has also been put in by the counsel for the complainant who argues that regular bail in this case should not be granted because it is a clear case where the deceased could not have committed suicide. However, this argument would not have any bearing at this stage because the charged that had been framed are under Section 304-B and 34 of the IPC.

In view of the fact that the petitioner being the brother-in-law of the deceased has been in custody since 06.04.2016 who had a separate residence as mentioned in the ration card and while taking note of the fact that the husband and father-in-law are still in custody, this Court feels it appropriate to grant regular bail to the petitioner because no useful purpose would be served by keeping the petitioner in custody furthermore as the trial of the case is likely to take some time.

Therefore, keeping in view the facts and circumstances of the present case and without expressing any opinion on the merit of the case, the present petition is accepted and the petitioner is ordered to be released on regular bail on his furnishing bail bonds and surety bonds to the satisfaction of Chief Judicial Magistrate/learned trial Court concerned.

Petition stands disposed of.

December 03, 2016

Ansari

**(JAISHREE THAKUR)
JUDGE**

Whether speaking/reasoned

Yes

Whether reportable

No