

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

CRM-M-40579 of 2016 (O&M)

Date of decision: 21.11.2016

Manju

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN

Present: Mr. APS Deol, Sr. Advocate with
Mr. H.S. Deol, Advocate for the petitioner.

Ms. Harsimrat Rai, DAG, Punjab.

Mr. Kunal Vinayak, Advocate for the complainant.

Jitendra Chauhan, J. (Oral)

By filing the present petition, under Section 439 of the Code of Criminal Procedure, the petitioner has sought regular bail in FIR No.341 dated 12.10.2016, registered under Sections 306 and 120-B of IPC, at Police Station Zirakpur.

It is contended that the petitioner lodged an FIR No.337 dated 07.10.2016 with allegation that she was being defamed by certain people of the locality. In this context, one Hemant Thakur son of Hayat Thakur was arrested who made a statement that he had been circulating the objectionable material against the petitioner at the asking of the deceased, Manish Tatia. It is asserted that to escape the

consequences of the FIR, the deceased committed suicide and named the petitioner in the suicide note. The petitioner is in custody since 13.10.2016.

On the other hand, learned State counsel opposes the bail application and states that the investigation is complete; the challan is likely to be filed shortly.

The learned counsel for the complainant states that the petitioner has been specifically named in the suicide note.

I have heard learned counsel for the parties and perused the record.

Considering the fact that the petitioner registered the FIR No.337 dated 07.10.2016 (Annexure P-2) for redressal of her grouse and the investigation stands concluded, without adverting to the merits of the instant case, this petition is allowed. The petitioner be admitted to bail during the pendency of trial, on her furnishing bail bonds and surety bonds, to the satisfaction of the CJM/Duty Magistrate, concerned.

Anything said herein above shall not be construed as an expression of opinion on the merits of the case.

21.11.2016
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(JITENDRA CHAUHAN)
JUDGE

Whether speaking/reasoned :	Yes	No
Whether Reportable :	Yes	No

