

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

CRM-M No. 42100 of 2016
Date of decision : December 09, 2016

Jagpreet Singh @ Sonu

..... Petitioner

v.

State of Punjab

..... Respondent

CORAM : HON'BLE MR. JUSTICE AJAY TEWARI

Present : Mr. PS Ahluwalia, Advocate
for the petitioner.

Mr. KS Pannu, DAG Punjab

Ajay Tewari, J (Oral)

The petitioner seeks grant of regular bail in case FIR No.59, dated 8.6.2016, registered under Section 306 of the IPC, at Police Station Lahori Gate (Division No.4), District Patiala.

Counsel for the petitioner has argued that as per the allegations in the FIR, the deceased was suspected to have committed suicide because the petitioner had allegedly filed false cases under Section 138 of the Negotiable Instrument Act against him. Even in the

Challan produced in the Court the same allegations have been made. The

petitioner has now been in custody for more than six months.

Counsel for the complainant has, however, argued that it is a case of murder.

In my opinion, at this stage once the challan has been filed under Section 306 of the IPC and charge has also been framed under Section 306 of the IPC, the period of custody entitles the petitioner to bail. Bail to the satisfaction of the trial Court/Duty Magistrate. It goes without saying that if at any stage charge is altered to that under Section 302 of the IPC (as is claimed by counsel for the complainant), this order would automatically become inoperative.

Petition stands disposed of.

December 09, 2016
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(AJAY TEWARI)
JUDGE

Whether speaking/reasoned:

Yes/No

Whether Reportable:

Yes/No