

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

Crl. Misc. No. M-43997 of 2016

Date of decision : 14.12.2016

Sandeep Kumar

....Petitioner

versus

U.T. Chandigarh

...Respondent

CORAM: HON'BLE MS. JUSTICE RITU BAHRI

Present: Mr. Rajeev Duggal, Advocate
for the petitioner

Mr. Gautam Dutt, Advocate for U.T. Chandigarh

RITU BAHRI, J. (Oral)

Prayer in this petition is for grant of regular bail to the petitioner, in a case arising out of FIR No. 166 dated 22.08.2016, registered at Police Station Sector 36, Chandigarh, who has been booked for having committed the offence punishable under Section 304-B/34 IPC.

The marriage of the petitioner was solemnized with the daughter of the complainant on 21.06.2014. One daughter was also born on 04.07.2015 and on 12.08.2016, the daughter of the complainant expired. The allegations against the petitioner that he provoked the daughter of the complainant to commit suicide.

Learned counsel at the very outset referred to a statement of the complainant under Section 164 Cr.P.C wherein he stated that he lodged the present complaint against the petitioner on someone's provocation and due to shock of death of her daughter (P-4). Complainant has also given affidavit in this regard (P-3).

Learned counsel appearing for U.T does not dispute the above factual position and submits that the challan has been presented in this case.

The petitioner is in custody since 25.08.2016

Keeping in view the fact that the complainant has given his statement that he had lodged the present F.I.R due to provocation and due to shock of death of her daughter and the fact that trial is likely to take some time to conclude, the present petition is allowed. Petitioner is ordered to be released on bail during pendency of the trial of the present case, subject to his furnishing bail bonds to the satisfaction of the Chief Judicial Magistrate/Duty Magistrate, Chandigarh.

14.12.2016
G Arora

(RITU BAHRI)
JUDGE

Whether speaking/reasoned	Yes
Whether reportable	No