

IN THE HIGH COURT OF PUNJAB & HARYANA AT  
CHANDIGARH

CRM No. M-4927 of 2016 (O&M)

Date of Decision: 17.02.2016

Jasvir Singh @ Veera

--Petitioner

Versus

State of Punjab

--Respondent

**CORAM:- HON'BLE MR.JUSTICE TEJINDER SINGH DHINDSA.**

Present:- Ms. Rahish Pahwa, Advocate for the petitioner.

Mr. K.D. Sachdeva, Addl. A.G., Punjab.

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**TEJINDER SINGH DHINDSA.J**

This order shall dispose of the present petition filed under Section 439 Cr.P.C. seeking the benefit of regular bail to the petitioner in case FIR No.48 dated 20.08.2015, under Section 306 IPC, registered at Police Station Sandaur, District Sangrur.

Counsel for the parties have been heard at length.

FIR was registered on the complaint of Nachhatar Singh in relation to an alleged occurrence of 17.08.2015. Deceased is Harjit Singh nephew of the complainant. Complainant's version is that one Jaswinder Singh had informed him that Harjit Singh was being beaten up by three boys on the bridge of a canal near a liquor vend. The present petitioner was specifically named as one of those three boys. Complainant upon receiving such information is stated to have proceeded to the spot. Allegation in a nutshell is that Harjit Singh having been assaulted was pushed into the canal and upon his surfacing back was again beaten up and feeling insulted, Harjit Singh jumped into the canal and committed suicide.

Petitioner was arrested on 4.9.2015.

Investigation having been completed, challan qua the present petitioner was presented on 3.10.2015. Learned State counsel would apprise the Court that the matter is now fixed for framing of charges. The trial, as such, is at the very initial stage and would take time to conclude.

It would be pertinent to take note that the incident is stated to have occurred on 17.8.2015. Complainant himself has stated that he reached on the spot on 17.8.2015 itself during the late evening hours, yet, he had chosen to file a complaint after a delay of 3 days i.e. on 20.8.2015.

Even otherwise, against the backdrop of allegations, the issue as to whether offence under section 306 I.P.C is made out against the present petitioner, is a moot question to be considered during the course of investigation.

In view of the above and without making any observations on merits, present petition is allowed. Petitioner be enlarged on bail subject to satisfaction of C.J.M./Duty Magistrate, Sangrur.

Petition disposed of.

**(TEJINDER SINGH DHINDSA)**  
**JUDGE**

**17.02.2016**  
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