

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

227

CRM-M-18167-2017 (O&M)
Date of decision: 25.05.2017

NAND KUMAR

...Petitioner(s)

Versus

STATE OF PUNJAB

...Respondent(s)

CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN

Present : Mr. Deepak Nayar, Advocate for the petitioner (s).

Ms. Harsimrat Rai, DAG, Punjab
assisted by HC Daljit Singh.

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.32 dated 14.04.2017, registered under Section 306 of the Indian Penal Code (for short 'the IPC'), at Police Station Sudhar, Distt. Ludhiana.

Contents that Section 306 IPC is not made out in the present case as suicide note has neither been scribed nor signed by the deceased. However, the learned counsel states that compromise (Annexure P-3) has been reached between the parties. The deceased committed suicide due to some family disputes. The petitioner is in custody since 15.04.2017.

Custody certificate has been filed in the Court, same is taken on record.

On the other hand, the learned State counsel vehemently opposes the present bail petition and on instructions, states that challan has

not been filed.

Heard.

Considering the above and the fact that compromise (Annexure P-3) has been effected between the parties; and challan has not been presented so far, trial is likely to take a long time, therefore, no purpose would be served in keeping the petitioner behind the bars.

Accordingly, without adverting to the merits of the instant case, this petition is allowed. The petitioner be admitted to bail during the pendency of the trial, on his furnishing bail bonds and surety bonds, to the satisfaction of the Chief Judicial Magistrate/Duty Magistrate, concerned.

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

25.05.2017

ashok

(JITENDRA CHAUHAN)
JUDGE

Whether speaking/reasoned:

Yes / No

Whether reportable:

Yes / No