

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

CRM-M-37960-2017 (O&M)

Date of decision : 25.10.2017

Sumer Kumar

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Mr. J.S. Grewal, Advocate,
for the petitioner.

Mr. Anmol Sandhu, AAG, Punjab.

JITENDRA CHAUHAN, J. (Oral)

The instant petition has been filed under Section 439 of the Code of Criminal Procedure (for short, 'the Cr.P.C.') seeking bail in case FIR No.31 dated 27.04.2016, registered under Section 306 read with Section 34 of the Indian Penal Code (for short, 'the IPC') (charges framed under Sections 306 and 304-B read with Section 34 IPC), at P.S. Khuhian Sarwar, Tehsil Abohar, District Fazilka.

Learned counsel, inter alia, contends that the allegations are against the mother-in-law, who has already been admitted to bail by this Court. Initially, the FIR was registered under Section 306 read with Section 34 IPC, however, the charges have been framed under Sections 304-B and 306 read with Section 34 IPC. The petitioner is in custody since 27.4.2016. All the material witnesses have been examined.

On the other hand, learned State counsel, on instructions

submits that the deceased committed suicide along with her two daughters, aged 2 ½ years and 8 months, respectively, by jumping into a canal. Out of 15 prosecution witnesses, 3 have already been examined.

Heard.

It has been specifically alleged in the FIR that the deceased was being harassed for giving birth to three daughters as well as on the pretext of bringing less dowry. As many as three lives have been lost in the incident. The petitioner, being husband of the deceased, is the main accused.

In view of the above, no case for grant of bail is made out.

Dismissed.

However, nothing noticed hereinabove shall be construed as an expression of opinion of the Court on the merits of the case.

25.10.2017
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(JITENDRA CHAUHAN)
JUDGE

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