

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

**CRM-M-8254-2017 (O&M)
Date of Decision: 26.04.2017**

Lakhvinder @ Daanu @ Lucky

... Petitioner

Versus

State of Haryana

... Respondent

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

Present:- Mr. Rajesh Bansal, Advocate for the petitioner.

Mr. Satish Saini, DAG, Haryana.

....

TEJINDER SINGH DHINDSA, J.

Petitioner seeks benefit of regular bail pending trial in case FIR No.947, dated 23.07.2016, under Section 306 IPC read with Section 34 IPC, registered at Police Station City Panipat, District Panipat.

Counsel for the parties have been heard.

FIR came to registered on the statement of Bahadur Chand. Deceased is the son of the complainant, who is stated to have committed suicide on 22.07.2016 by consuming some poisonous substance. Complainant's version is that the marriage of Harish Kumar (since deceased) was solemnized with Mamta Rani @ Poonam on 10.10.2013. It is the assertion of the complainant that Mamta Rani @ Poonam was of questionable character and had illicit relations with several people. Allegations are primarily against Mamta Rani @ Poonam of having harassed and threatened her husband Harish Kumar (since deceased). There is one specific assertion in relation to the deceased having been given beatings on 20.07.2016 not only by Mamta Rani

@ Poonam but her other relatives including the present petitioner, who in relationship is the Jija/brother-in-law of Mamta Rani @ Poonam.

As per prosecution, a suicide note had also been left behind by the deceased but the report of the FSL in relation thereto is still awaited.

Petitioner was arrested on 23.07.2016.

Investigation in the case is complete, challan stands presented and even charges have been framed.

The trial, as such, is at the very initial stage and would take time to conclude.

It is the contention raised by counsel for the petitioner that against the backdrop of allegations, the issue as to whether offence of abetment to suicide is made out against the petitioner would be a moot question to be considered during the trial.

In the totality of circumstances and without making any observations on merits, petitioner is held entitled for the benefit of bail.

Petition is allowed. Petitioner be enlarged on bail subject to satisfaction of the trial Court/Duty Magistrate, Panipat.

Disposed of.

26.04.2017

Harjeet

(TEJINDER SINGH DHINDSA)
JUDGE

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| i) | Whether speaking/reasoned? | Yes |
| ii) | Whether reportable? | No |