

(1)

CRM-M-11113-2018 &
CRM-M-11141-2018

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-11113-2018

Date of Decision: 20th April, 2018

Jaipal Singh

...Petitioner

Versus

State of Haryana

...Respondent

(2)

CRM-M-11141-2018

Date of Decision: 20th April, 2018

Gulab Singh & another

...Petitioners

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH

Present: Mr. Karamveer Singh Banyana, Advocate,
for the petitioner in CRM-M-11113-2018.

Mr. B.S. Bairagi, Advocate
for the petitioners in CRM-M-11141-2018.

Mr. Apoorv Garg, DAG, Haryana.

AUGUSTINE GEORGE MASIH, J. (ORAL)

By this order, I propose to dispose of CRM-M-11113-2018,
titled as 'Jaipal Singh Vs. State of Haryana' and CRM-M-11141-2018, titled
as 'Gulab Singh & another Vs. State of Haryana'.

Petitioners have approached this Court for grant of regular bail
by filing separate petitions under Section 439 of the Code of Criminal
Procedure, 1973, in FIR No.136, dated 08.05.2015, registered at Police
Station Madhuban, District Karnal, under Section 306 of the Indian Penal

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Code.

It is the contention of the learned counsel for the petitioners that the petitioners were arrested on 31.12.2017 and since then, they are in custody. It is contended that the petitioners are relatives of the wife of deceased-Amit i.e. paternal uncle, mother and father of wife of the deceased. Counsel contend that merely because of suicide note, all the in-laws have been involved without specifying any name and petitioners have been roped in the case. Counsel contends that the trial is not likely to conclude soon and therefore, they may be granted the concession of regular bail during the pendency of the trial.

Counsel for the State, on instructions from ASI Ram Mehar, P.S. Madhuban, opposes the prayer made by the counsel for the petitioners by asserting that since the word 'in-laws' has been so specified in the suicide note and they are being close relatives as father, mother and paternal uncle of the wife of the deceased, it can safely be said that they are the person, who had been creating all the problems, because of which, the deceased has committed suicide. In the FIR, the petitioners have specifically been named by the brother of the deceased and therefore, they may not be granted the concession of regular bail.

I have considered the submissions made by the counsel for the parties and have gone through the records of the case.

Keeping in view the facts that in the present case, challan has been presented and therefore, no further evidence is required to be collected against the petitioners; in the suicide note, general term of 'in-laws' has been

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mentioned without specifying any specific relation/person although in the FIR petitioners' have been named; the period of custody of the petitioners and the fact that trial is not likely to conclude in near future, these petitions are allowed and petitioners Jaipal Singh, Gulab Singh and Santosh Devi are ordered to be released on bail subject to their furnishing bail and surety bonds to the satisfaction of the trial Court concerned.

Any observation made herein-above shall have no bearing on the merits of the case during the trial in any manner.

20th April, 2018
Harish

(AUGUSTINE GEORGE MASIH)
JUDGE

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