

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

Hemlata
2018.05.17 17:12
I attest to the accuracy and
integrity of this document

CRM-M-20053-2018(O&M)

Date of decision: 16.05.2018

Om Patti

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. Amit Choudhary, Advocate
for the petitioner.

Mr. Naveen Sheoran, DAG, Haryana.

ARVIND SINGH SANGWAN, J. (ORAL)

Prayer in this petition is for grant of regular bail to the petitioner in case FIR No.08 dated 23.01.2018 under Sections 306 and 34 of IPC, registered at Police Station, G.R.P. Hisar, District Hisar.

Learned counsel for the petitioner submits that as per allegation in the FIR, the petitioner got marriage of deceased-Vikram arranged with a *Nepali girl* Promila @ Pari Rai about six months ago and the petitioner, wife of the deceased (Promila @ Pari Rai) and sister-in-law (Nirmala Kaur) were demanding Rs.2 lacs from the deceased and on that account, he remained mentally disturbed. It is further alleged in the FIR recorded on the statement of Lovely, who is first cousin of the deceased that the petitioner, in conspiracy with the other accused, had approached the deceased 5 to 6 days before the occurrence to transfer the land and money in the name of his wife.

Learned counsel for the petitioner further submitted that on the suicide note, no signatures of the deceased were found and there is no direct allegation that the petitioner has abetted the deceased to commit the suicide.

Learned State counsel, on instructions from SI Kanwal Singh has not disputed this fact, however, submits that FSL report is still awaited.

Without commenting anything on the merits of the case, considering the fact that the petitioner, being a lady, is in judicial lock up since 22.02.2018 and in view of the fact that there was no direct allegation against the petitioner that she abetted the deceased to commit suicide, the petition is allowed. The petitioner is ordered to be released on regular bail subject to her furnishing bail/surety bonds to the satisfaction of the trial Court/Illaq Magistrate.

However, it will be open for the prosecution to apply for cancellation of bail, if the petitioner is found involved misusing the concession of bail, in any manner .

(ARVIND SINGH SANGWAN)
JUDGE

16.05.2018

Hemlata

Whether speaking/reasoned
Whether reportable

Yes / No
Yes / No