

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

CRM M-3631 of 2018.

Date of Decision: 27.03.2018.

Gora Singh

... Petitioner

Versus

State of Punjab

... Respondent

CORAM : Hon'ble Mr. Justice Jitendra Chauhan

Present : Mr. Deepak Aggarwal, Advocate,
for the petitioner.

Mr. Amit Mehta, Sr. DAG Punjab
assisted by ASI Kuldeep Singh.

JITENDRA CHAUHAN.J.(ORAL)

The present petition has been filed under Section 439 Cr.P.C seeking bail in case FIR No.77 dated 27.04.2017 registered under Sections 306 and 304-B IPC at Police Station Raman, District Bathinda.

Learned counsel for the petitioner contends that initially, the FIR was registered under Section 306 IPC subsequently, on the basis of DDR dated 18.05.2017 Annexure P-2, offence under Section 304-B IPC was added. It is submitted that no suicide note was left by the deceased. He states that as per the FIR, the only allegation against the petitioner is that he allegedly wanted to marry some woman. However, during investigation, nothing came up in this regard. The petitioner had very cordial relation with his wife and out of the wedlock, two children aged 6 years and 3 years were born who are

being looked after by the mother of the petitioner. The petitioner was not at the spot at the time of alleged hanging.

On the other hand, the learned State counsel submits that the death has happened within seven years of marriage. The petitioner being husband is the main accused. However, learned State counsel fairly states that nothing could come on record with regard to investigation whether the petitioner wanted to marry another woman.

Heard.

Considering the fact that the petitioner is in custody since 27.04.2017; though, the charges were framed on 24.10.2017 but till date, not a single PW so far has been examined, therefore, the Court feels that the trial is not likely to be concluded in near future so, without commenting on the merits of the case, this petition is allowed. The petitioner be admitted to bail during the pendency of trial, on his furnishing bail bonds and surety bonds to the satisfaction of trial Court/duty Magistrate concerned.

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

27.03.2018.
SN

(JITENDRA CHAUHAN)
JUDGE

Whether speaking/reasoned :	Yes/No
Whether reportable :	Yes/No