

CRM-M-42173-2018

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

CRM-M-42173-2018

Date of Decision: 01.10.2018

Sunena

... Petitioner

Versus

State of U.T. Chandigarh and another

... Respondents

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Subhash Kumar, Advocate,
for the petitioner.

Ms. Ashima Mor, APP, U.T. Chandigarh.

INDERJIT SINGH, J. (Oral)

Petitioner has filed this petition under Section 439 of the Code of Criminal Procedure, 1973 for grant of regular bail in case FIR No.173 dated 31.07.2018, registered at Police Station Maloya, District Chandigarh, under Sections 306 and 34 of the Indian Penal Code.

Notice of motion has been issued. Learned State counsel has appeared and contested the instant petition.

I have heard learned counsel for the petitioner as well as learned State counsel and gone through the record.

From the record, I find that as per the FIR, Shiv Kumar, son of the complainant, had committed suicide. As per the prosecution version, Shiv Kumar (since deceased) was married with Savita about seven years back and two daughters were born from the said wedlock.

CRM-M-42173-2018

As per the FIR, on 29.07.2018, Savita after raising quarrel with Shiv Kumar, had gone to her parental house. After two days, Shiv Kumar had committed suicide. As per the suicide note, allegation against the present petitioner, who is mother-in-law of deceased, is that she wanted the present petitioner to be her *Ghar Jawai* (live-in son-in-law).

The petitioner has been in custody since 01.08.2018. She is not required for any investigation or interrogation purposes as she is in judicial custody. The trial of the case may take a long time. No useful purpose will be served by keeping the petitioner in custody till the final disposal of the case.

Keeping in view the facts and circumstances of the present case; without discussing the facts in minute detail and without expressing any opinion on the merits of the case, this criminal miscellaneous petition is allowed and the petitioner is ordered to be released on bail subject to her furnishing personal bonds in the sum of ₹50,000/- with one surety in the like amount to the satisfaction of the trial Court/Duty Magistrate.

01.10.2018

parveen kumar

**(INDERJIT SINGH)
JUDGE**

Whether speaking/reasoned	:	Yes
Whether reportable	:	No