

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

CRM-M-42853-2017

Date of Decision: 10.08.2018

Deepak Kumar

....Petitioner

Versus

State of Punjab

....Respondent

CORAM: HON'BLE MRS. JUSTICE ANITA CHAUDHRY

Present: Mr. S.P.S. Sidhu, Advocate
for the petitioner(s).

Ms. Jaspreet Kaur, A.A.G., Punjab.

ANITA CHAUDHRY, J

This is the second petition in which the petitioner is seeking regular bail in FIR No.28 dated 14.02.2016, registered under Sections 304-B & 34 of IPC at Police Station Shimlapuri, District Ludhiana City.

Learned counsel for the petitioner contends that the petitioner is in custody since 19.02.2016 and only 5 witnesses out of 40 witnesses have been examined. He further states that no complaint had been given to any authority prior to the incident. Counsel states that the death was on account of hanging and a suicide note was left by the deceased which reflects the feelings for her husband and he has not been blamed & it was not a dowry death. Counsel for the petitioner further states that the statement of the complainant, who is a lawyer, has been completed.

The death in this case took place within 3 years of the marriage and in the matrimonial home. It was on account of hanging. A suicide note was also left by the deceased which shows her feelings for the husband. It

does not refer to any demand of dowry.

The custody of the petitioner is over 2 ½ years and only 5 witnesses have been examined till now.

The trial is indeed taking time. Without commenting anything on the merits of the case, the petition is allowed. The petitioner is ordered to be released on bail on his furnishing surety and adequate bail bonds to the satisfaction of the trial Court/Duty Magistrate.

August 10, 2018

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**(ANITA CHAUDHRY)
JUDGE**

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No