

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

CRM-M-49043-2017 (O&M)

Date of decision:07.03.2018

Sachin

... Petitioner

Vs.

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA.

Present: Mr. J.S. Ghumman, Advocate for the petitioner.

Mr. Ashish Yadav, Additional Advocate General, Haryana.

Mr. Manish Soni, Advocate for the complainant.

...

TEJINDER SINGH DHINDSA, J. (ORAL).

Petitioner seeks benefit of regular bail pending trial in case FIR No.252, dated 23.09.2017, under Sections 306/34 IPC, registered at Police Station Shivaji Nagar, District Gurugram.

Counsel for the parties have been heard at length.

FIR came to be registered on the statement of Premlata. Deceased is Himanshu i.e. son of the complainant and who is stated to have committed suicide on 21.09.2017 by consuming some poisonous substance.

The present petitioner is brother-in-law of the deceased i.e. brother of Usha (wife of the deceased).

Petitioner was arrested on 15.10.2017.

Investigation having been completed, challan has been presented and charges are yet to be framed.

Trial, as such, would take time to conclude.

During the course of arguments, counsel representing the petitioner has adverted to an alleged suicide note left behind by deceased

Himanshu as also the transcripts of certain telephonic conversation that the deceased had with his family members prior to taking the extreme step and would contend that even if the contents are taken at their face value, the ingredients for offence of abetment to suicide would not be made out.

Without commenting on the merits of the case as also submissions advanced by counsel representing the petitioner and keeping in view the length of incarceration already suffered by the petitioner, he is held entitled to the benefit of bail.

Petition is allowed.

Petitioner be enlarged on bail subject to satisfaction of the trial Court/Duty Magistrate concerned.

Disposed of.

07.03.2018

harjeet

(TEJINDER SINGH DHINDSA)
JUDGE

- | | | |
|-----|----------------------------|--------|
| i) | Whether speaking/reasoned? | Yes/No |
| ii) | Whether reportable? | Yes/No |