

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

(214)

CRM-M-15948-2019

Date of Decision: 12.04.2019

JAGDEEP SINGH

...Petitioner

Versus

STATE OF PUNJAB

...Respondent

CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. Aman Dhir, Advocate
for the petitioner.

Mr. Harsimar Singh Sitta, AAG, Punjab
assisted by ASI-Rajinder.

MANOJ BAJAJ, J.

Petitioner Jagdeep Singh has filed this petition seeking regular bail in case FIR No. 166 dated 15.09.2018 (Annexure P-1), under Sections 306 of the Indian Penal Code, Police Station Chamkaur Sahib, District Rupnagar filed by the complainant-Gurmukh Singh. The petitioner is stated to be in custody since his arrest i.e., on 13.03.2019.

The FIR was got recorded on the statement of complainant-Gurmukh Singh wherein it was alleged that his son namely Ranjot Singh was serving in the Indian Army and posted at Poonch, Jammu & Kashmir. He had gone back at his place of service after availing the leave where he committed suicide on 11.06.2018 in his unit. It was further narrated that his daughter-in-law namely Jasleen Kaur who was married to the deceased was involved in an objectionable deeds by way of messages with her

brother-in-law (sister's husband), the petitioner herein. According to the complainant this was the reason behind commission of suicide by his son. Broadly on these allegations the FIR was got recorded wherein the petitioner was also indicted as an accused.

Learned counsel for the petitioner contends that the relations between the deceased and his wife namely Jasleen Kaur were strained and she had already given a application against her husband and inlaws regarding cruelty committed upon her. The said application is dated 09.06.2018 (Anneuxre P2). It is further pointed out that the said Jasleen Kaur has already been granted the concession of regular bail by this Court vide order dated 07.12.2018 (Annexure P8).

Learned counsel for the State has opposed the bail application on the ground that the investigation is pending. However it is not disputed that the deceased had committed the suicide at his place of posting at Jammu & Kashmir. According to him the petitioner has been indicted on the basis of alleged objectionable messages which were exchanged by Jasleen Kaur through her mobile phone. However on instructions from ASI-Rajinder it is conceded that not even a single message has been retrieved from the mobile phone recovered from Jasleen Kaur. Besides, no justifiable reason has been given for keeping the petitioner behind the bars.

Considering the above background of the case, the role attributable to the petitioner and the fact that co-accused Jasleen Kaur is already on regular bail, no useful purpose would be served by keeping the petitioner behind the bars.

In view of the above, without commenting anything on the merits of the case, petitioner is ordered to be released on bail, on his

The petition is allowed.

(MANOJ BAJAJ)
JUDGE

tarun

Yes/No

Yes/No