

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Criminal Misc. No. M-23319 of 2019 (O&M)
Date of decision : November 15, 2019

Sukhveer Singh

....Petitioner

versus

State of Punjab

....Respondent

Coram: Hon'ble Mr. Justice Fateh Deep Singh

Present : Mr. KS Dadwal, Advocate, for the petitioner

Ms. Sakshi Bakshi, AAG, Punjab for the State with
ASI Sanjeevan Singh, PS Sahahkot, District Jalandhar

Fateh Deep Singh, J. (Oral)

Accused Sukhveer Singh who is in judicial custody and happens to be husband of deceased Manpreet Kaur has sought this regular bail application in case FIR No. 19 dated 14.2.2019 under Section 304-B IPC, Police Station Shahkot, District Jalandhar Rural.

The case of the prosecution is that marriage between the two was solemnized in January, 2016 and while the couple had returned from Italy because of continuous harassment and torture of

the deceased at the hands of the accused on account of insufficiency of dowry the deceased committed suicide by hanging herself at her matrimonial home in India.

Learned counsel for the petitioner has contended that it is shrouded in mystery as to the cause of the death whether on account of cardiac failure or hanging for which the benefit is to be given to the accused-petitioner. It is submitted that the FIR has been got registered by one of the uncles of the deceased and is based on hearsay and there is nothing substantial to bring about the allegations against the petitioner.

Learned State counsel assisted by ASI Sanjeevan Singh, PS Sahahkot, District Jalandhar though does not displace the factual aspect of marriage and death but has opposed grant of bail on the grounds that there is clear cut opinion of the doctors as to the cause of death being on account of strangulation by hanging and having died within three years of her marriage and there being allegations of harassment and cruelty on account of insufficiency of dowry disentitles to any relief.

The allegations that have come about and the fact that the deceased had died an un-natural death while at her matrimonial home within three years of the married life which are preceded by

allegations of harassment and cruelty on account of insufficiency of dowry, thus, necessitates that in view of heinousness of the offence, the petitioner-husband is certainly not entitled to any relief. The bail application as such is dismissed.

November 15, 2019

(Fateh Deep Singh)
Judge

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Whether speaking/reasoned ?	Yes/No
Whether Reportable ?	Yes/No