

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

**CRM-M-39982-2019
Date of decision: 25.09.2019**

Lovpreet Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- Ms. S. S. Maini, Advocate
for the petitioner.

Mr. Joginder Pal Ratra, DAG, Punjab.

ARVIND SINGH SANGWAN, J. (Oral)

This petition has been filed under Section 439 of the Code of Criminal Procedure for grant of regular bail to the petitioner in case FIR No. 85 dated 12.05.2017, registered under Section 309 IPC (Section 306 IPC added later on) at Police Station City Faridkot, District Faridkot.

Learned counsel for the petitioner submits that initially the FIR was registered under Section 309 IPC with the allegations that complainant Parveen Kaur stated that on 01.05.2017 at about 10.15 AM, her husband Jagdeep Singh has gone out of the house and when she asked that where was he going, he informed that he was going to Faridkot. It is further stated in the FIR that mother of petitioner Lovpreet Singh came to her house and told her (mother) that Lovpreet informed that he will not come and he will die. Later on, the complainant received an information that the petitioner along with husband of the complainant have jumped into a canal, in which the petitioner survived, however, husband of the complainant has died.

Learned counsel for the petitioner submits that the petitioner

was granted regular bail and thereafter, the police added Section 306 IPC and the petitioner was re-arrested.

Learned counsel for the petitioner further submits that the petitioner is not named in the suicide note allegedly written by deceased Jagdeep Singh.

Learned counsel for the petitioner further submits that the challan has already been presented and it will take a long time in conclusion of the trial.

Learned State counsel, on instructions from ASI Manjeet Singh, has not disputed the factual position.

I have heard learned counsel for the parties.

Without commenting upon the merits of the case, considering the fact that the petitioner was initially granted concession of regular bail and he has been re-arrested after addition of Section 306 IPC and also in view of the fact that challan has already been presented and the conclusion of the trial is likely to take a long time, the instant petition is allowed. The petitioner is ordered to be released on regular bail on his furnishing bail/surety bonds to the satisfaction of the trial Court/Duty Magistrate concerned.

25.09.2019

Waseem Ansari

**(ARVIND SINGH SANGWAN)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No