

CRM-M-153-2020 (O&M)

Date of Decision: 25.09.2020

Sunny Kumar alias Pappu alias Ashwani Kumar alias Bhola

.....Petitioner

Vs.

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE AMOL RATTAN SINGH

Present: Mr. Divya Sharma, Advocate, for the petitioner.

Mr. Rana Harjasdeep Singh, D.A.G., Punjab.

AMOL RATTAN SINGH, J. (ORAL)

All cases listed today have been taken up for hearing by way of video conferencing because of the situation existing due to the COVID-19 pandemic.

This petition has been filed under the provisions of Section 439 of the Cr.P.C., seeking 'regular bail' for the petitioner in case FIR no. 193, dated 20.07.2019, registered at Police Station Jamalpur, District Ludhiana, for the alleged commission of offences punishable under Sections 306 and Section 120-B of the IPC.

Learned counsel for the petitioner submits that the only allegation against the petitioner is that he taunted the deceased (as per what is contained in the suicide note), due to which he committed suicide and that the petitioner has been in custody for about 11 months now, with the trial still to virtually commence, which it would not during the time of this pandemic.

Upon query to learned State counsel, he submits that the FSL report has now been received and upon further query to him as to the contents thereof, he submits that it is inconclusive as regards the handwriting on the suicide note, when compared with the bank records of the deceased.

Keeping in view the above, as also the period of custody and stage of trial, without making any comment whatsoever on the actual merits of the case, the petition is allowed. The petitioner shall be admitted to bail upon his furnishing adequate bail bonds and surety bonds to the satisfaction of the learned trial court/Chief Judicial Magistrate/Duty Magistrate, concerned.

September 25, 2020
nitin

(AMOL RATTAN SINGH)
JUDGE

Whether speaking/reasoned
Whether Reportable

Yes
No.