

**In The High Court for the States of Punjab and Haryana
At Chandigarh**

CRM-M-10326-2020 (O&M)
Date of Decision:-27.5.2020

Pardeep ... Petitioner

Versus

State of Haryana ... Respondent

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present: Mr. Harish Mehla, Advocate for the petitioner.

Mr. Deepak Sabherwal, Additional Advocate General, Haryana

*(the aforesaid presence is being recorded through video conferencing
since the proceedings are being conducted in Virtual Court)*

GURVINDER SINGH GILL, J.(Oral)

1. The petitioner seeks grant of regular bail in respect of a case registered vide FIR No.595 dated 23.7.2019 at Police Station Bhiwani Sadar, District Bhiwani under Sections 148, 149, 323, 377 and 306 of Indian Penal Code.
2. The FIR in question was lodged at the instance of Chattarpal, brother of deceased, wherein it has been alleged that marriage of his sister was solemnized in the year 2011 with Pardeep (petitioner). However, his sister was continuously tortured mentally and harassed by the petitioner and other members of his family and on account of which one FIR for offence under Sections 498-A IPC etc. was lodged and another complaint under provisions of Domestic Violence Act, 2005 was also instituted. It is further alleged

therein that the husband of complainant's sister even indulged in unnatural sex with complainant's sister and she being fed up on account of the harassment ultimately ended her life by committing suicide by hanging herself in her matrimonial home.

3. The learned counsel for the petitioner has submitted that the petitioner has falsely been implicated in the present case and that the petitioner cannot be connected with the alleged suicide in any manner and that infact as many as eight other accused have already been given clean chit during investigation. It has further been submitted that the petitioner has been behind bars since the last more than 10 months and since the proceedings of trial have now been stayed by Hon'ble the High Court, no unseful purpose would be served by further detaining the petitioner behind bars.
4. On the other hand, the learned State counsel has submitted that it is a case of suicide by hanging and that the said occurrence had taken place in the house of the petitioner. It has further been submitted that the factum of death by hanging is clearly evident from the post mortem report (Annexure P-3), a perusal of which would clearly indicate that ligature marks were found on the neck of the deceased. A prayer has thus been made for dismissal of the petition.
5. I have considered rival submissions addressed before this Court.
6. In view of the post mortem report there can hardly be any doubt that it is a case of commission of suicide by hanging by the deceased. The fact that the deceased committed suicide in her matrimonial home is not disputed. Further the fact that the deceased used to be harassed by the petitioner would also stand substantiated from the fact that on an earlier occasion one FIR

under Sections 498-A IPC etc. was lodged against the petitioner and infact a complaint under Domestic Violence Act, 2005 was also instituted.

7. In view of the aforesaid facts and circumstances, this Court does not find any case for grant of regular bail to the petitioner. The petition is sans merit and is hereby dismissed.
8. It is, however, made clear that none of the observations made above shall be construed to be an expression on merits of the main case.
9. Needless to mention the petitioner would be at liberty to approach this Court again after a lapse of reasonable period in case there is no progress in the proceedings of trial.

27.5.2020

pankaj

**(Gurvinder Singh Gill)
Judge**

Whether speaking /reasoned

Yes / No

Whether Reportable

Yes / No