

CRM-M-25542-2020(O&M)
Date of Decision:26.10.2020

Rahul Kumar @ Kaku

..... Petitioner

versus

State of Punjab

..... Respondent

CORAM : HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA

Present: Mr.Durga Dutt Sharma, Advocate for the petitioner.

Mr.A.S.Sandhu, Addl.AG, Punjab.

TEJINDER SINGH DHINDSA, J. (ORAL)

This case has been taken up through Video Conferencing via Webex facility in the light of Pandemic Covid-19 situation and as per instructions.

Petitioner seeks regular bail pending trial in FIR No. 292 dated 30.12.2019, under Sections 302, 306, 34 IPC, registered at Police Station Canal Colony, District Bathinda, Punjab.

Counsel for the parties have been heard.

FIR came to be registered on the statement of Inderjit Kaur. Deceased is Amritpal Kaur i.e. sister of the complainant and whose dead body was found hanging in her house on 30.12.2019. As per complainant's version deceased was married to Manjit Singh but such matrimonial alliance broke up. Thereafter she started residing in a rented accommodation and developed illicit relations with one Ramandeep Singh alias Ravi. It is further alleged that the present petitioner namely Rahul as also another co-accused Happy Ram were close friends with Ramandeep Singh alias Ravi and used

to take intoxicants together and even made the deceased an addict. FIR has been lodged on suspicion that Amritpal Kaur has been killed by the present petitioner as also by Ramandeep Singh alias Ravi and Happy Ram by hanging her with a fan.

Petitioner was arrested on 31.12.2019.

It is a case of circumstantial evidence.

Counsel has even adverted to the challan document wherein no direct evidence is coming forth to implicate the present petitioner.

Challan has already been presented and charges have been framed. Trial is at the very initial stage and would take time to conclude keeping in view the current Covid-19 situation.

Without making any observations on merits and keeping in view the length of incarceration already suffered, the petitioner is held entitled to the benefit of bail.

Petitioner be enlarged on bail subject to his furnishing bail bonds/surety bonds to the satisfaction of the Trial Court/Duty Magistrate, Bathinda.

It is, however, made clear that observations made in this order are confined only as regards considering the prayer of the petitioner for grant of bail and would have no bearing on the trial.

Disposed of.

(TEJINDER SINGH DHINDSA)
JUDGE

26.10.2020
sunita

Whether speaking/reasoned
Whether Reportable

Yes/No
Yes/No