

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH
(through video conferencing)**

CRM-M-34894-2020
Decided on : 21.12.2020

Rajesh Kumar @ Rama

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM : HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. H.S.Thiara, Advocate
for the petitioner.

Mr. H.S.Multani, AAG, Punjab.

Mr. A.K.Sharma, Advocate
for the complainant.

Manjari Nehru Kaul, J.

Instant petition has been filed under Section 439 Cr.PC for grant of regular bail to the petitioner in case FIR No.134 dated 20.08.2020 registered under Sections 306, 120-B, 148, 149 IPC at Police Station Maqsudan, Jalandhar.

Learned counsel for the petitioner inter alia contends that the perusal of the allegations levelled in the FIR do not even remotely attract the mischief of Section 306 IPC. He has further submitted that just before committing the suicide, deceased had made a video on his mobile phone wherein he had named only co-accused Jassi and Sunny for being responsible for his death and rather had apologized to the petitioner for extending threats to him. It has been contended that the petitioner has been in custody since 28.08.2020 and the trial is unlikely to conclude in the near future as only challan has been filed till date. Hence, a prayer has been made for granting concession of bail to the petitioner.

Per contra, learned State counsel while opposing the prayer of learned counsel for the petitioner has not been able to controvert the factual aspect of the submissions made by learned counsel for the petitioner. He on instructions from ASI Baljit Singh has submitted that the charges are likely to be framed shortly.

Heard.

In view of the submissions made by learned counsel and the fact that the petitioner has been in custody since 28.08.2020, the trial is unlikely to conclude in the near future more so in the wake of outbreak of pandemic Covid-19. Hence, the present petition is allowed and the petitioner is admitted to bail to the satisfaction of the trial Court/Duty Magistrate. However, it is made clear that anything observed hereinabove shall not be construed to be an expression of opinion on the merits of the case.

(MANJARI NEHRU KAUL)
JUDGE

21.12.2020

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Whether speaking/reasoned:

Yes/No

Whether reportable :

Yes/No