

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M- 3300-2021 (O&M)
Date of Decision: 17.09.2021
(Heard through VC)

Jaswinder Singh alias Jassi

..... Petitioner

VERSUS

State of Punjab

.... Respondent

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present Mr. R. S. Rai, Senior Advocate with
Mr. Gautam Dutt, Advocate
for the petitioner.

Ms. Rashmi Attri, AAG, Punjab

Mr. APS Tung, Advocate for the complainant.

JAISHREE THAKUR, J.(Oral)

CRM-27693-2021

Document Annexure P-4 is taken on record .

Application is allowed.

CRM-M- 3300-2021

The instant petition has been filed under Section 439 Cr.P.C.
for grant of regular bail to the petitioner in FIR No. 233 dated 18.12.2020,
under Sections 306, 120-B IPC registered at Police Station Mataur, District
SAS Nagar, Mohali.

Learned Senior counsel appearing for the petitioner would contend
that the petitioner herein has been falsely implicated in the present case. It is

inter-alia argued that there are allegations in the FIR that the petitioner was in an illicit relationship with Manmeet Kaur, who was married with the brother of the complainant Bahadur Singh. The deceased committed suicide on account of said relationship. It is argued that the suicide note does not hold him responsible for his death in any manner, other than a mention that there was an affair between Manmeet Kaur and the petitioner herein. Learned counsel would further contend that ingredients of Section 306 IPC would not be satisfied in the instant case as there is no instigation on the part of the petitioner herein. It is submitted that the material witnesses including the complainant already stand examined and the trial is likely to take time to conclude.

Per contra, learned counsel appearing on behalf of respondent-State, on instructions from the Investigating Officer, opposes the grant of regular bail to the petitioner, while submitting that offences alleged against the petitioner are serious in nature and there is a categorical statement made in the suicide note that the wife of the deceased was having illicit relations with the petitioner herein, however, does not dispute the fact that the statement of the material witnesses have been recorded.

I have heard learned counsel for the parties.

The trial is likely to take some time to conclude. The petitioner herein has been in custody since 21.12.2020. The charges have been framed. The statement of the material witnesses has been recorded. No useful purpose would be served in keeping the petitioner behind bars any longer. At this stage, without commenting on the merits of the case, the instant petition is allowed and the petitioner is directed to be released on

regular bail on execution of adequate personal and surety bond of Rs. 01
lac each to the satisfaction of concerned trial Court/Duty Magistrate.

17.09.2021

(JAISHREE THAKUR)
JUDGE

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Whether speaking/reasoned	Yes
Whether reportable	No