

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

244

CRM-M-4003-2021

Date of decision : 25.03.2021.

Arjun Singh and another

... Petitioners

Versus

State of Punjab

.. Respondent

CORAM :HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present:- Mr. Munish Puri, Advocate for the petitioners.

Mr. Dhruv Dayal, Senior DAG, Punjab.

Ms. Deepti Rampal, Advocate for the complainant.

Anupinder Singh Grewal, J. (Oral)

The petitioners are seeking regular bail in FIR No. 235 dated 16.11.2020, under Sections 306 and 34 of the Indian Penal Code, 1860, registered at Police Station Division No. 2, District Pathankot.

Learned counsel for the petitioners contends that it is alleged in the FIR that the brother of the complainant had committed suicide, as he was threatened by the petitioners and other family members. Petitioner No.1 is the father of the girl while petitioner No.2 is the brother of the girl with whom the deceased was allegedly in a relationship. He also contends that the allegations in the FIR would not make out a *prima facie* case for the commission of offence punishable under Section 306 IPC. There is no suicide note. He further contends that the matter has also been compromised. He has referred to the copy of the compromise at Annexure P2. He also contends that the petitioners are in custody for over 04 months.

Learned counsel has put in appearance on behalf of the complainant and states that the matter has indeed been compromised.

Learned State counsel, upon instructions from ASI Ramesh Kumar, states that although challan has been filed but no prosecution witness has been examined.

Heard.

In view of the above especially when the petitioners are in custody for over 04 months, the matter has been compromised, the COVID-19 pandemic and the conclusion of the trial is likely to take some time, I deem it a fit case to grant the concession of regular bail to the petitioners.

Therefore, without expressing any opinion on the merits of the case, the instant petition is allowed. The petitioners are ordered to be released on regular bail on their furnishing requisite bonds to the satisfaction of the trial Court/Duty Magistrate concerned.

(ANUPINDER SINGH GREWAL)
JUDGE

March 25, 2021

sonia gugnani

Whether speaking/reasoned	:	Yes/No
Whether Reportable	:	Yes/No