

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

CRM-M-4813 of 2021 (O&M)
Decided on:- February 12, 2021.

Anuradha.

.....Petitioner.

Versus

State of Punjab.

.....Respondent.

CORAM: HON'BLE MR. JUSTICE HARI PAL VERMA.

Present:- Mr. Vishesh Dogra, Advocate
for the petitioner.

Mr. Ajay Pal Singh Gill, D.A.G., Punjab.

Mr. Shivinder Pal Singh, Advocate
for the complainant.

HARI PAL VERMA, J. (Oral)

CRM-3713-2021

Documents Annexures P-4 and P-5 are taken on record, subject
to all just exceptions.

CRM stands disposed of.

CRM-M-4813-2021

The petitioner has filed this petition under Section 439 Cr.P.C.
for grant of regular bail in FIR No.318 dated 13.12.2020 under Section 306
IPC registered at Police Station Haibowal, District Ludhiana.

Learned counsel for the petitioner submits that the petitioner is in
custody for 1 month and 23 days and the trial is not likely to be concluded in
near future. He relies upon the judgment dated 18.01.2019 passed by Hon'ble
Supreme Court in ***Rajesh Versus State of Haryana*** in ***Criminal Appeal
No.93 of 2019 (arising out of SLP [Crl.] No.8667 of 2016)*** to contend that

the abetment to commit suicide is not sustainable on the allegation of harassment without there being any positive action proximate to the time of occurrence on the part of the accused, which led or compelled the person to commit suicide.

Learned State counsel does not dispute the custody of the petitioner.

I have heard learned counsel for the parties.

In view of the judgment passed by Hon'ble Supreme Court in ***Rajesh's case (supra)*** and the fact that the petitioner is in custody for 1 month and 23 days coupled with the fact that the allegation levelled against the petitioner is required to be established during the trial, which is not likely to be concluded in near future, this Court deems it appropriate to admit the petitioner on bail.

Accordingly, the present petition is allowed and the petitioner is ordered to be released on bail on her furnishing adequate bail bonds and surety bonds to the satisfaction of learned trial Court.

The observations made hereinabove shall not be construed as any expression of opinion on the merits of the case. The trial Court shall decide the case without being influenced with these observations in any manner.

February 12, 2021
Yag Dutt

(HARI PAL VERMA)
JUDGE

Whether speaking/reasoned: Yes

Whether Reportable: No