

IN THE HIGH COURT FOR THE STATES OF PUNJAB AND
HARYANA AT CHANDIGARH

CRM-M No.18289 of 2021 (O&M)

Date of Decision:20.05.2021

(Heard through VC)

Sukhdev Ram @ Sukha

...Petitioner

Versus

State of Punjab

...Respondent

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. K.D. Sachdeva, Advocate
for the petitioner.

Mr. Bhupinder Beniwal, AAG, Punjab.

JAISHREE THAKUR, J. (ORAL)

This is a petition that has been filed for grant of regular bail to the petitioner in FIR No.35 dated 05.03.2021 registered under Sections 306, 34 IPC at Police Station Goraya, District Jalandhar.

Counsel for the petitioner herein would contend that the petitioner is the cousin brother of the wife of the deceased namely Rimpi @ Mona and is not joint in residence with her paternal family. It is argued that in fact, the deceased Kehar Chand had a minor dispute with his wife Rimpi @ Mona and a compromise was effected between the parties that she would go back to her matrimonial home, however, once she refused to do so, this insult could not be tolerated by Kehar Chand, who consumed poison and gave poison to his two minor children. It is argued that the petitioner has no role to play in the said occurrence. It is also submitted that the matter stands investigated and the challan stands presented and hence, custodial interrogation of the petitioner would no longer be required.

Learned counsel for the respondent-State opposes grant of regular bail to the petitioner by contending that the petitioner has been nominated in the said case on the basis of a supplementary statement but he is not in a position to dispute the fact that the matter has been investigated and the challan stands presented.

I have heard learned counsel for the parties. Keeping in view the fact that the matter stands investigated and the trial is likely to take some time to conclude owing to present COVID-19 pandemic situation, no useful purpose would be served in keeping the petitioner behind bars. The instant petition is allowed and the petitioner is directed to be released on regular bail on execution of adequate personal/surety bond to the satisfaction of concerned trial Court/Duty Magistrate. However, any observation made herein shall not be construed to be an expression on merits of the case.

May 20, 2021
Pankaj*

(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No