

111.

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

**CRMs-29850 & 29855-2021 IN/AND
CRM-M-35944-2021**

Date of Decision: 21.09.2021

TARUN

.... Petitioner

Versus

STATE OF HARYANA

.... Respondent

CORAM: HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. Rahul Deswal, Advocate, for the petitioner.

Ms. Mahima Yashpal, DAG, Haryana.

JAISHREE THAKUR.J (Oral)

CRM-29850-2021

Prayer in this application filed under Section 482 Cr.P.C. is for preponement of the main petition, which is otherwise fixed for hearing on 23.11.2021.

For the reasons mentioned in the application, same is allowed and the hearing of the petition is preponed and the same is taken on board today itself.

CRM-29855-2021

Application is allowed, as prayed for.

Documents Annexures P-7 to P-10 are taken on record.

CRM-M-35944-2021

This is a petition that has been filed under Section 439 Cr.P.C. for grant of regular bail to the petitioner in case FIR No.36, dated

19.02.2021, registered under Sections 306/34 of IPC at Police Station City Ratia, District Fatehabad.

Learned counsel appearing on behalf of the petitioner would contend that the deceased committed suicide by consuming poison, however, the petitioner herein cannot be held liable for administering or instigating her considering the fact that the petitioner was admitted in a Drug De-addiction Centre from 08.02.2021 till 16.05.2021. The deceased in fact took her own life on 18.02.2021. It is argued that the matter has been investigated and the challan has been presented and therefore, custody of the petitioner would no longer be required.

Learned State counsel, on the other hand, would oppose the grant of bail to the petitioner referring to seriousness of the allegations.

I have heard learned counsel for the parties.

Keeping in view the fact that the petitioner is in custody since 12.06.2021 and the trial in the case will take some time, no useful purpose would be served in keeping the petitioner behind the bars any longer. Accordingly, the instant petition is allowed and the petitioner is directed to be released on regular bail on execution of adequate personal bond and surety bond to the satisfaction of concerned trial Court/Duty Magistrate. However, any observation made herein shall not be construed to be an expression of opinion on merits of the case.

(JAISHREE THAKUR)
JUDGE

21.09.2021
sanjeev

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