

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(207)

CRM No. M-41443-2021

Date of Decision : 08.10.2021

Jassa Singh and another

....Petitioners

Versus

State of Punjab

.....Respondent

(through video conferencing)

CORAM : HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present:- Mr. Dilpreet Singh Gandhi, Advocate for the petitioners.

Mr. Sandeep Singh Deol, Deputy Advocate General, Punjab.
(keeping in view advance copy given)

Harsimran Singh Sethi, J. (Oral)

The present petition has been filed under Section 439 Cr.P.C. for the grant of regular bail to the petitioners in FIR No. 119 dated 23.08.2019, registered under Section 306 IPC at Police Station Raja Sansi, Amritsar (Rural), District Amritsar.

Learned counsel for the petitioners argues that the allegation against the petitioners is that Pooja, who is daughter-in-law of petitioner No. 1 and wife of petitioner No. 2, filed a complaint against the deceased raising certain allegations, due to which, it is alleged, that the deceased became depressed and committed suicide and filing of the said complaint by Pooja is being termed as abetment to suicide. Learned counsel for the petitioners submits that petitioner No. 1 is 72 years old age and petitioner No. 2 is 35 years old and they are behind bars for the last three and half

months. Learned counsel for the petitioners argues that as the challan has already been presented and investigation is over, no useful purpose will be served in keeping the petitioner behind the bars, especially, when the trial is likely to take some time before it concludes.

Notice of motion.

Mr. Sandeep Singh Deol, learned Deputy Advocate General, Punjab., who has joined the proceedings through video conference, keeping in view the service of advance copy of petition, accepts notice on behalf of the respondent-State.

Learned State counsel submits that though, the challan has been presented but the charges are yet to be framed and the complainant is yet to be examined and, therefore, in case petitioners are granted the benefit of regular bail, they might influence the trial as well as the witnesses.

I have heard learned counsel for the parties and have gone through the record with their able assistance.

Keeping in view the facts and circumstances of this case, where petitioner No. 1 is a senior citizen and the investigation into the allegation is already over and the challan has been presented, no useful purpose will be served in keeping the petitioners behind the bars, especially, when learned counsel for the petitioners has undertaken before this Court that the petitioners will not influence the trial in any manner and will maintain good conduct, if they are granted bail. In case of default of the undertaking, the State will be at liberty to approach this Court for passing appropriate orders for the review of this order.

The petitioners are directed to be released on regular bail in this

case subject to the satisfaction of the trial Court/Duty Magistrate concerned.

However, it is made clear that anything observed herein shall not be construed to be an expression of any opinion on the merits of the case.

October 08, 2021
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(HARSIMRAN SINGH SETHI)
JUDGE

Whether reasoned/speaking? Yes/No
Whether reportable? Yes/No