

IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH

(210)

CRM-M-44096-2021

Date of Decision : October 28, 2021

Sonia

.. Petitioner

Versus

State of Punjab

.. Respondent

(Through Video Conferencing)

**CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI**

Present: Mr. Rishu Mahajan, Advocate, for the petitioner.

Mr. K.S. Aulakh, Deputy Advocate General, Punjab.  
(keeping in view the advance copy given).

**HARSIMRAN SINGH SETHI J. (ORAL)**

Present petition has been filed under Section 439 Cr.P.C for the grant of regular bail to the petitioner in respect of FIR No.203 dated 01.08.2021 registered under Section 306 IPC at Police Station Maqboolpura, District Amritsar.

Learned counsel for the petitioner submits that the allegation alleged against the petitioner is that the deceased was having extra marital affair with the petitioner due to which, the petitioner was forcing the deceased to stay with her and as the deceased could not cope up with the said pressure, he committed suicide. Learned counsel for the petitioner further submits that these allegations on the face of it are false and rather, it is the otherway round as, the family of the deceased was forcing him to abandon the relations with the petitioner. Learned counsel for the petitioner

further submits that as the investigation is already over and the challan has already been submitted and the trial is likely to take some time before it concludes, the petitioner may kindly be extended the benefit of regular bail.

Notice of motion.

Mr. K.S. Aulakh, 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 counsel for the respondent-State submits that the allegations against the petitioner have been alleged by the wife of the deceased though, it is admitted that the deceased was having extra marital affair with the petitioner. Learned counsel for the respondent-State concedes that the investigation is over and the challan has already been presented.

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

It is a conceded position that the petitioner was in a relationship with the deceased. The question whether, the deceased took his life as the petitioner was pressurizing him is correct or the allegation of the petitioner that the family of the deceased was pressurized is true, is to be proved during the trial, based upon the evidence led therein.

Once the investigation is over and the challan has already been submitted, no useful purpose will be served in keeping the petitioner behind the bars especially when learned counsel for the petitioner undertakes that the petitioner will not influence the trial or the witnesses in any manner.

Keeping in view the above, the petitioner has made out a case for the grant of regular bail.

In view of the above and without commenting upon the merits of the case, it is directed that the petitioner be released on regular bail, 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 28, 2021

*harsha*

(HARSIMRAN SINGH SETHI)  
JUDGE

Whether speaking/reasoned : Yes

Whether reportable : No