

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

213)

CRM-M-43740 of 2020

Date of Decision: 07.01.2021

Manish Kumar

...Petitioner

Versus

State of U.T. Chandigarh

...Respondent

CORAM: HON'BLE MR. JUSTICE AMOL RATTAN SINGH

Present:- Ms. Sarbjit Kaur, Advocate, for the petitioner.
Mr. Ashu Punchhi, Addl. P.P., U.T., Chandigarh.

Amol Rattan Singh, J. (Oral)

Case heard by video conferencing.

By this petition, filed under the provisions of Section 439 of the Cr.P.C., the petitioner seeks the concession of regular bail, upon FIR no.472, dated 30.12.2019, having been registered at Police Station Sector-39, Chandigarh, alleging therein the commission of offences punishable under Sections 304-B and 34 of the IPC.

Learned counsel for the petitioner other than arguing on merits of the case, to the effect that the petitioner was not in any manner responsible for the death of his wife who committed suicide, submits that he has been in custody for more than one year now, with the trial not even having commenced as yet and therefore he deserves to be admitted to bail.

Mr. Punchhi, learned Public Prosecutor, U.T., Chandigarh, while opposing grant of bail to the petitioner considering the deceased was a young lady who committed suicide within seven months of marriage, could not deny the stage of the trial and the period of custody.

That being so, without making any comments on the merits of the case whatsoever, simply on the ground of the petitioner having been in

custody for more than 1 year, with the trial still to effectively commence, the present petition is allowed, with the petitioner ordered to be enlarged on bail, upon his furnishing adequate bail and surety bonds to the satisfaction of the learned trial Court/CJM/Duty Magistrate concerned.

07.01.2021
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(AMOL RATTAN SINGH)
JUDGE

Whether reasoned/speaking: Yes

Whether reportable: No