

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

CRM-M-46075-2021 (O&M)

Date of decision: 31.05.2022

Raman Choudhry @ Raman

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present: Mr. D.S. Pheruman, Advocate for the petitioner.

Mr. Ajay Pal Singh Gill, DAG Punjab.

HARNARESH SINGH GILL, J. (ORAL)

CRM-1874-2022

Application is allowed as prayed for. Annexures A-1 to A-5 are taken on record.

Main case:

The petitioner has filed this petition under Section 439 of Cr.P.C. for grant of regular bail in case FIR No. 212 dated 04.10.2021 registered under Section 306 IPC at Police Station Division A, District Amritsar.

Learned counsel for the petitioner submits that the FIR was registered on the complaint of Chakshit, whose father committed suicide on 03.10.2021; that as alleged in the FIR, Sanjay Kumar (since deceased) has committed suicide as he was being harassed by the petitioner and one Rohit Mahajan; that the complainant while stepped into the witness box as PW-1 on 27.05.2022 has not supported the prosecution case and has turned hostile; that

the petitioner has been in custody for the last more than 7 months and that the charges were framed on 08.05.2022. There is no other case under IPC against the petitioner.

Learned State counsel, while vehemently opposing the prayer for bail submits that there are specific allegations against the petitioner and has also been specifically named in the suicide note. However, he does not dispute the custody period of the petitioner and the fact that the complainant has turned hostile. He submits that out of 16 prosecution witnesses, only 01 (complainant) has been examined so far.

I have heard the learned counsel for the parties.

The petitioner has been in custody for the last more than 7 months. The complainant has turned hostile. The remaining 15 prosecution witnesses are yet to be examined. The conclusion of the trial would take time. Moreover, there is no other case under IPC against the petitioner. Hence, no useful purpose would be served by keeping the petitioner behind the bars.

In view of the above, without commenting anything on the merits, lest it should prejudice the case of either side, the petition is allowed and the petitioner is ordered to be released on regular bail on his furnishing bail and surety bonds to the satisfaction of the learned trial Court/Duty Magistrate.

(HARNARESH SINGH GILL)
JUDGE

31.05.2022
Mangal Singh

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