

CRM-M-48514-2022

Date of decision: 16.12.2022

MANPREET SINGH @ MANI

...PETITIONER

VERSUS

STATE OF PUNJAB

...RESPONDENT

CORAM: HON'BLE MR. JUSTICE VIVEK PURI

Present: Mr. A.D.S.Sukhija, Advocate for the petitioner.
Mr. Iqbal Singh Mann, DAG, Punjab.

VIVEK PURI,J. (ORAL)

Custody certificate of the petitioner has been circulated today and the same is taken on record.

Manpreet Singh @ Mani-petitioner is seeking regular bail in the case bearing FIR No.67 dated 09.07.2022 under Sections 306/34 IPC, registered at Police Station Bhadson, District Patiala.

Briefly, the FIR has been registered on the basis of the statement of the brother of the deceased alleging that the marriage of the deceased was solemnized with the petitioner about 11 years prior to the occurrence and a son who is presently aged about 10 years has been born from the wedlock. The petitioner was having illicit relationship with Jagmeet Kaur. The deceased had shared about the relationship with her cousin. The petitioner refused to refrain from such relationship and on 09.07.2022, the deceased committed suicide by consuming some poisonous substance.

Learned counsel for the petitioner contends that the petitioner is in custody for a period 05 months and 08 days and the co-accused, namely, Jagmeet Kaur has been granted regular bail by the Court of Session. The minor son of the petitioner is being looked after by his parents. Furthermore, no complaint was submitted against the petitioner either by the deceased or anyone from her

parental family at any forum during her lifetime and the deceased has not left behind any suicide note. The investigation of the case is complete and challan has been presented.

Learned State counsel has opposed the bail application on the score that there are categoric allegations imputed against the petitioner to the effect that abetment on his part forced the deceased to commit suicide.

It is significant to note that the marriage of the deceased was solemnized with the petitioner about 11 years prior to the occurrence. There is nothing to suggest that during the lifetime of the deceased any complaint was submitted at any forum either by her or any member of her parental family against the petitioner. The deceased had not left behind any suicide note. The petitioner is in custody for a period of about 05 months and 08 days and is not involved in any other case. The investigation of the case is complete is complete and challan has been presented. The conclusion of trial is likely to take sometime. No fruitful purpose will be served by detaining the petitioner in further custody. As such, sufficient mitigating circumstances are made out to extend the concession of bail to the petitioner.

Without expressing any opinion on the merits of the case, the instant petition is allowed. The petitioner is ordered to be released on bail on his furnishing requisite bail bonds to the satisfaction of the learned trial Court/Duty Magistrate concerned.

The petition is allowed accordingly.

16.12.2022

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(VIVEK PURI)
JUDGE

Whether speaking/reasoned: Yes/No

Whether reportable: Yes/No