

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

**CRM-M-50479-2022**

**Date of Decision:- 16.11.2022**

GURNAM SINGH

....Petitioner.

Vs.

STATE OF PUNJAB

...Respondent.

**CORAM:- HON'BLE MRS. JUSTICE AMARJOT BHATTI**

Present:-

Mr. R.K. Arya, Advocate for the petitioner.

Mr. Kunwarbir Singh, Asstt. AG, Punjab.

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**AMARJOT BHATTI, J. (Oral)**

The petitioner has filed the instant petition under Section 438 Cr.P.C. for grant of anticipatory bail in case FIR No.0229 dated 08.10.2022 under Section 306 IPC registered at Police Station Ajnala, District Amritsar.

The brief facts of the case are that:

Present FIR has been registered on the statement of Kashmir Singh, husband of the deceased victim who stated that he is labourer by profession and due to the land dispute with his brothers, he was residing with his in-laws family i.e. of Piara Singh for the last about 4 years in village Channa Ballarwal. He is having three sons. His wife i.e. victim had illicit relations with Gurnam Singh s/o Jaswant Singh. He tried to stop his wife for the sake of their family and honour. His wife stopped having relationship with Gurnam Singh, however, the accused was insisting his

wife to maintain illicit relations and due to this harassment caused to his wife Kashmir Kaur she committed suicide by consuming poison on 07.10.2022 at about 8.30/9 am. His wife was taken to Civil Hospital Ajnala from where she was referred to Guru Nanak Dev Hospital Amritsar but she was taken to John Hospital where she ultimately died. With these allegations FIR has been registered under Sections 306 IPC.

Learned counsel for the petitioner argued that this FIR was got registered due to previous enmity and misunderstanding. He has not committed any offence and even the matter has been compromised with the complainant and a copy of compromise dated 12.10.2022 is also annexed with the bail application. No offence under Section 306 IPC is made out. He is ready to join the investigation. He prayed that his anticipatory bail application may be allowed.

The bail application is opposed by learned counsel representing the State.

I have considered the facts of the case and the arguments advanced before me.

As per the facts narrated above, it is a case of unnatural death of a young lady age about 35 years who was healthy. The post-mortem report is on record and the Chemical Examiner Laboratory is yet to be received. I have also gone through the statement of the witnesses recorded by the police under Section 161 Cr.P.C. levelling specific serious allegations against the present petitioner. Moreover, the petitioner is yet to join the investigation.

Considering the gravity of the offence and specific allegations, in my opinion the petitioner is not entitled to get any benefit of the alleged

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compromise with the complainant. Finding no merits in the anticipatory  
bail, the application is declined.

16.11.2022

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**(AMARJOT BHATTI)**  
**JUDGE**

Whether the speaking/reasoned:- Yes/No

Whether the reportable:- Yes/No