

2023:PHHC:107321

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

CRM-M-20561-2023

Date of Decision: 18.08.2023

SUNIL

... PETITIONER

VS.

STATE OF HARYANA

.. RESPONDENT

CORAM: HON'BLE MR. JUSTICE VIVEK PURI

Present : Dr. Rishi Pal Singh, Advocate
for the petitioner.

Mr. Surinder Kumar Dagar, DAG, Haryana.

VIVEK PURI, J.(ORAL)

1. The petitioner is seeking regular bail in the case bearing FIR No. 333 dated 03.09.2022 under Sections 306 and 34 IPC (Section 201 IPC added later on) registered at Police Station Nissing, District Karnal.
2. Custody certificate has been placed on record.
3. Learned counsel for the petitioner contends that the marriage of the petitioner was solemnized with the deceased in the year 2014. There are allegations to the effect that the petitioner had been giving beatings to the deceased and she had committed suicide on 02.09.2022. Two sons of the petitioner are residing with his aged mother, who is not keeping good health. The FIR was registered against four persons. Ajit son of Leelu Ram and Ruby have been found to be innocent. The other co-accused, namely, Satish Kumar, has been granted regular bail by the trial Court. The deceased had not recorded any suicide note. There is nothing to indicate that any complaint was submitted at any forum either by the deceased or any member of her parental family during her life time. The petitioner is in custody for a period of 08 months and 01 day and not involved in any other case.

4. Learned State counsel has opposed the bail application on the score that categoric allegations have been levelled by the complainant against the petitioner and no witness has been examined till date.

5. It is significant to note that the marriage of the deceased was solemnized with the petitioner about 08 years prior to the occurrence. There is nothing to indicate that any complaint was submitted at any forum either by the deceased or any member of her parental family during her life time. The deceased had not recorded any suicide note. The petitioner is having two sons, who are aged about 06 and 07 years and stated to be residing with his aged mother. The petitioner is in custody for a period of 08 months and 01 days and not involved in any other case. Till date, no witness has been examined. The conclusion of trial is likely to take some time and no fruitful purpose will be served by detaining the petitioner in further custody.

6. In such circumstances, sufficient grounds are made out to extend the concession of bail to the petitioner. Accordingly, without making any observation on the merits of the case, the present petition is allowed and petitioner is ordered to be released on bail, subject to his furnishing bail/surety bonds to the satisfaction of concerned trial Court/Chief Judicial Magistrate/Duty Magistrate.

18.08.2023
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(VIVEK PURI)
JUDGE

Whether speaking/reasoned : Yes/No
Whether Reportable : Yes/No