

CRM-M-41567-2023

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having illicit relation with a lady which prompted the deceased to commit suicide. The deceased had not recorded any suicide note. The statement of the complainant during the course of trial has been recorded and he has specifically and categorically stated that the deceased had committed suicide on account of depression and mental health sickness.

5. Learned State counsel has opposed the bail application on the score that there are specific allegations with regard to illicit relation of the petitioner which resulted in quarrel and it prompted the deceased to commit suicide.

6. Be that as it may, the complainant during the course of his deposition in the Court has specifically stated that the deceased had committed suicide on account of depression and mental health sickness. The deceased had not recorded any suicide note. 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. Out of 15, only 01 witness has been examined till date. 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.

7. 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.

8. The petition is allowed accordingly.

31.10.2023

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(VIVEK PURI)
JUDGE