

CRM-M-44998-2022

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

(212)

CRM-M-44998-2022.
Date of Decision:-27.03.2023.

Jasveer Singh @ Jasvir Singh

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE ALOK JAIN

Present: Mr. Inderjit Kaushal, Advocate for the petitioner.

Mr. Arun Gupta, AAG, Punjab, assisted by
ASI Jarnail Singh.

ALOK JAIN, J. (Oral)

The present petition is for grant of regular bail to the petitioner in case FIR No.73 dated 07.07.2022, under Section 306 of IPC, registered at Police Station, Kiratpur Sahib, District Rupnagar (Punjab).

Learned counsel for the petitioner has submitted that the entire FIR does not inspire any confidence and the petitioner was married to the deceased for the last 19 years. He further submits that the deceased-wife was under acute depression after the demise of their 15 year old son in the year 2019 and on the date of incident, the petitioner left early morning for his fields and when came back, he saw the deceased having taken the extreme step. Learned counsel for the petitioner further submits that, in fact, the charges were framed on 05.12.2022 but since the Judicial Officer

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has retired, the matter is being adjourned and no conclusive proceedings are taking place.

At this stage, learned State counsel has filed the custody certificate, according to which the petitioner is in custody for the last 08 months and 18 days.

After hearing the learned counsel for the parties and considering the fact that it was a 19 year old marriage and there was no complaint or even an averment in the FIR of any previous history of any dowry demand or beatings and the trial is likely to take time, the petitioner is entitled to the concession of regular bail.

In view of the above, the present petition is allowed and the petitioner is ordered to be released on bail on his furnishing bail and surety bonds to the satisfaction of the trial Court/Duty Magistrate concerned. He shall, however, be released on the following conditions:

1. The petitioner shall declare his ordinary place of residence and the mobile number used by him.
2. He will not switch off his mobile and in case of any technical glitch, he has to give an alternate number, which will be available in his absence.
3. He will mark his presence before the SHO concerned, after every 15 days and in case the SHO refuses to mark his presence, he is permitted to make an application before the Illaqa Magistrate, concerned.
4. He will not leave the country without the prior permission of the Court, for which he will submit the copy of his passport also.

The petitioner is also put to a stringent condition that he shall not induce or try to induce, either personally or through any other third party,

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any of the witnesses at any stage of trial.

The petitioner shall abide by the terms and conditions as imposed in addition to Section 439 of Cr.P.C.

However, nothing stated above shall be construed as a final expression of opinion on the merits of the case.

(ALOK JAIN)
JUDGE

March 27, 2023.

Sandeep

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