

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH.

CRM-M-45225-2022 (O&M)

Date of Decision: 10.1.2023

Ranjit Singh @ Laddu and another

....Petitioner

VERSUS

State of Punjab

....Respondent

CORAM:- HON'BLE MR. JUSTICE KARAMJIT SINGH

Present: Mr. Amaninder Singh Sekhon, Advocate
for the petitioner.

Mr. M.S.Nagra, AAG, Punjab.

KARAMJIT SINGH, J. (Oral)

CRM-66-2023

Allowed as prayed for and document Annexure P-7 is taken on
record subject to all just exceptions.

Main case

Prayer in the present petition under Section 439 of Code of
Criminal Procedure is for grant of regular bail to the petitioner in case FIR
No.170 dated 13.12.2018 registered for the offences punishable under
Sections 306, 34 IPC at Police Station Sadar Faridkot, District Faridkot.

Counsel for the petitioner *inter alia* contends that petitioner
No.1 is the brother-in-law of Jasmail Singh son of deceased Mohinder
Singh while petitioner No.2 is the father-in-law of said Jasmail Singh and
that they never harassed or ill-treated the deceased in any manner and there
is nothing on record to *prima facie* show that they ever compelled the
deceased to commit suicide by consuming celphos tablets. He further

submits that both the petitioners are in custody for the last more than 5 months and no suicide note was left by the deceased and after completion of investigation, the police has presented the challan and now the matter has been compromised between the parties and the compromise deed is Annexure P-3. However, the complainant has already died and copy of his death certificate is Annexure P-4 and even his son has given his affidavit Annexure P-5 in favour of the accused persons with regard to the compromise.

Present petition is resisted by the State counsel who submits that the petitioners are named as accused along with Jasmail Singh and his wife Amarjit Kaur, all of them being responsible for the death of Mohinder Singh who committed suicide by consuming celphos tablets. However, the State counsel has not disputed the fact that after completion of investigation, challan has been presented and further, the petitioners are in custody for the last more than 5 months and are having no criminal history.

I have considered the submissions made by the counsel for the parties.

Mohinder Singh who committed suicide has not left behind any suicide note. Petitioner No.1 is brother-in-law of the son of the deceased while petitioner No.2 is father-in-law of the son of the deceased and the complicity of the present petitioners is to be unfolded only during the trial and as has been submitted by the counsel for the petitioners, now compromise has been effected between the parties and admittedly, the petitioners are in custody for the last more than 5 months. It will take time for conclusion of trial as till date, only 2 prosecution witnesses are examined. Thus, no useful purpose is going to be served by keeping the

petitioner in custody for any further period.

In view of the above, without commenting on the merits of the case, the present petition is allowed and the petitioner is ordered to be released on bail subject to his furnishing bail bonds/surety bonds to the satisfaction of the trial Court/Chief Judicial Magistrate/Duty Magistrate concerned.

(KARAMJIT SINGH)
JUDGE

January 10, 2023
Paritosh Kumar

Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No