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

CRM-M-27071-2024 (O&M)

Date of Decision:- 27.08.2024

Jasbir Singh

...Petitioner

Vs.

State of Haryana

...Respondent

CORAM:-HON'BLE MRS. JUSTICE AMARJOT BHATTI

Present:- Mr. Hitesh Verma, Advocate
for the petitioner.

Mr. Kanwar Sanjiv Kumar, AAG, Haryana.

AMARJOT BHATTI, J.

1. Petitioner – Jasbir Singh has filed 2nd petition under Section 439 Cr.P.C. for grant of regular bail in FIR No. 267 (Annexure P-1) dated 09.05.2022 under Section 304-B of Indian Penal Code, 1860 (for short 'IPC'), registered at Police Station Pinjore, District Panchkula.

2. As per the facts of case, Manjinder Singh complainant gave his statement to police that his sister Rekha was married to Jasbir Singh. After some time of marriage, Jasbir Singh started harassing his sister. He along with other family members tried to make him understand. Jasbir Singh was also addicted to intoxicants. He used to harass and beat his sister. On 09.05.2022, he received call from his sister who informed that Rekha had committed suicide by hanging from grill of door. On the basis of this statement, present FIR was registered against Jasbir Singh under Section

304 of IPC.

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3. Learned counsel for petitioner pointed out that first regular bail petition bearing CRM-M No. 33075 of 2022 filed by petitioner was dismissed as withdrawn vide order dated 24.03.2023, Annexure P-5. Trial in this case is going on. Statement of complainant has been recorded as PW-1, which is Annexure P-2. Mother of petitioner was 100% blind, now even she has expired. Copy of her Death Certificate is Annexure P-6. His minor daughter who is about three years of age is alone and there is nobody to look after. It is prayed that his regular bail petition may be allowed.

4. Status report is filed by respondent-State. It is argued that present petitioner is specifically named. Allegations are specific and serious in nature. Petitioner got married with victim in the year 2017 and occurrence took place on 09.05.2022. Challan in this case was presented on 21.06.2022. After framing of charge-sheet, four prosecution witnesses have been recorded and eleven witnesses are yet to be examined. Considering the gravity of offence, petitioner is not entitled to be released on bail.

5. I have considered the arguments and have gone through the record. Present petitioner is specifically named by complainant Manjinder Singh. Victim Rekha died unnatural death. She has left behind minor daughter, who is now three years of age. Petitioner was arrested on 09.05.2022 and till date he is behind the bars. Admittedly, challan has been presented and after framing of charge-sheet, recording of prosecution evidence is under progress. Statement of Manjinder Singh complainant has been recorded as PW-1, which is Annexure P-2. During cross-examination, this witness conceded that child of present petitioner, aged about 3 years, is residing with family of accused. There is Death Certificate of mother of



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petitioner namely Soma Devi, Annexure P-6, according to which she expired on 15.11.2023. Considering the aforesaid factual position, lenient view is taken and without commenting on the merits of case, regular bail petition filed by the petitioner – Jasbir Singh is allowed. He is ordered to be released on bail on furnishing bail bonds and surety bonds to the satisfaction of trial Court/Duty Judge concerned.

- 6. The petition is accordingly, accepted.
- 7. Pending miscellaneous application(s), if any, stand disposed of accordingly as well.

27.08.2024
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(AMARJOT BHATTI)
JUDGE

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