



CRM-M-27463-2024

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

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CRM-M-27463-2024

Date of Decision:- 26.11.2024

Krishan

....Petitioner

Vs.

State of Haryana

...Respondent

CORAM:- HON'BLE MRS. JUSTICE AMARJOT BHATTI

Present:- Mr. Mohit Jasuja, Advocate for
Mr. Amit Choudhary, Advocate for petitioner.

Mr. Kanwar Sanjiv Kumar, AAG, Haryana.

AMARJOT BHATTI, J.

1. Petitioner –Krishan has filed present petition under Section 439 of Cr.P.C. for grant of regular bail in FIR No.83 dated 09.03.2023, under Section 323, 34, 346 and 506 of IPC, 1860 (Section 306 of IPC was added later on), registered at Police Station Bhuna, District Fatehabad (Haryana).

2. As per facts of the case, complainant Rajni gave her statement that her husband Banarsi Dass was doing labour work. On the day of occurrence i.e. 08.03.2023 at about 2:30/3:00 PM her father-in-law Krishan (petitioner) and Dhan Raj came to their house and started beating her husband Banarsi Dass. Dhan Raj dragged her husband in the street while beating him. Her father-in-law has not given any property to her husband. He was asking her husband to vacate the house otherwise her husband will be vanished and further threatened to kill him. Her husband did not return home and ultimately, matter was reported to the police.



After registration of FIR, investigation was carried out by ASI Rajesh Kumar. On 12.03.2023, information was received that dead body of Banarsi Dass was found near Village Gorakhpur Bhakhra Canal and the body was kept in mortuary of General Hospital, Fatehabad. Thereafter, offence under Section 306 of IPC was added.

3. Learned counsel for petitioner argued that petitioner is falsely implicated in this case. A family dispute was going on but there is no abetment on the part of petitioner for committing suicide by Banarsi Dass. His regular bail application was wrongly declined by learned Sessions Judge, Fatehabad. Co-accused Dhan Raj has been granted bail in CRM-M-62680-2023 vide order dated 07.05.2024 (Annexure P-4). He is ready to abide by the terms of bail order. Therefore, his regular bail petition may be allowed.

4. Bail petition is opposed by learned counsel representing State. Facts of the case are confirmed in status report. It is pointed out that present petitioner was arrested on 13.03.2023. Since then he is behind the bars. After completion of investigation challan has been presented on 18.05.2022. Chargesheet is already framed and the case is pending for prosecution evidence. Specific role is attributed to petitioner. However, he is not involved in any other case.

5. I have considered the arguments and have gone through the record. Investigation is already completed and after presentation of challan trial is pending for recording of prosecution evidence. As per facts, it is a case of suicide committed by Banarsi Dass by jumping into canal. FIR has been lodged on the statement of his wife Rajni. Co-accused Dhan Raj has been granted regular bail vide order dated 07.05.2024 (Annexure P-4).

Present petitioner is father-in-law of the complainant. Trial in this case may take some time. Therefore, without expressing my mind on merits of the case, regular bail petition filed by petitioner – Krishan 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.

26.11.2024
Sunil Devi

(AMARJOT BHATTI)
JUDGE

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