



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

209

CRM-M-27257-2024
Date of decision : 31.05.2024

Prem Lata Petitioner

versus

State of Punjab Respondent

CORAM : HON'BLE MR. JUSTICE PANKAJ JAIN

Present: Mr. Amrit Paul Nahar, Advocate
for the petitioner.

Mr. Mohit Kapoor, Sr. DAG, Punjab.

PANKAJ JAIN, J. (Oral)

1. Present petition has been filed under Section 439 Cr.P.C. for grant of regular bail to the petitioner in case bearing FIR No.38 dated 01.04.2024, registered for the offence punishable under Section 306 of IPC at Police Station Bullowal, District Hoshiarpur.
2. The petitioner happens to be wife of Vikas Nagal who committed suicide on 09.09.2021. Present FIR has come into being on 01.04.2024 i.e. after almost 03 years.
3. Counsel for the petitioner submits that there is no incriminating evidence against the petitioner and the present FIR has been lodged after unexplained inordinate delay of 03 years from the date of occurrence. He submits that though the relationship between the parties was going through rough weather, however there is no allegation the petitioner abeted the suicide.

2024:PHHC:078704



4. *Per contra*, State counsel submits that during the investigation, a video clip purported to be that of the deceased has come to the fore wherein the deceased can be seen holding the petitioner as well as his in-laws i.e. the family of the petitioner responsible for his extreme steps. However, State counsel does not dispute that the said video clip is already in possession of the investigating agency and there is no apprehension that the petitioner can tamper with the same and apart from that video recording, there is no incriminating evidence against the petitioner.
5. Without further commenting on the merits and keeping in view the incarceration already suffered by the petitioner, the present petition is allowed. Petitioner is ordered to be released on regular bail on her furnishing bail/surety bonds to the satisfaction of the Ld. Trial Court/Duty Magistrate, concerned.
6. Needless to say nothing recorded herein shall be construed to be an expression of an opinion on the merits of the case.

(PANKAJ JAIN)
JUDGE

31.05.2024
Dinesh

Whether speaking/reasoned :	Yes
Whether Reportable :	No