



IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

219

CRM-M-29286-2024 (O&M)
Date of decision: 04.09.2024

SUCHA SINGH

...Petitioner

Versus

STATE OF PUNJAB

...Respondents

CORAM: HON'BLE MS. JUSTICE HARPREET KAUR JEEWAN

Present: Ms. Sukhcharan Singh Gill, Advocate for
Mr. Angrej Singh Sarwara, Advocate
for the petitioner.

Ms. Sakshi Bakshi, AAG, Punjab.

HARPREET KAUR JEEWAN, J.

1. The present petition has been filed under Section 439 Cr.P.C. for grant of regular bail to the petitioner in case bearing FIR No.0087 dated 18.08.2023 (Annexure P-1) under Sections 304-B and 34 IPC registered at Police Station Sadar Malout, District Sri Muktsar Sahib.
2. Custody certificate dated 02.09.2024 has been filed on behalf of the respondent-State, which is taken on record.
3. As per the prosecution case, the present FIR was registered at the instance of the complainant, who is brother of the deceased-victim. As per the FIR, the petitioner is alleged to have abetted the commission of suicide by his daughter-in-law, who died on 17.08.2023.



CRM-M-29286-2024 (O&M) - 2-

4. Learned counsel for the petitioner *inter alia* contends that the petitioner has been falsely implicated in this case and he is in custody since 18.08.2023. The petitioner is 61 years old man, who is father-in-law of the deceased-victim. The son of the petitioner who got lodged in the jail as under trial, has died on 17.01.2024 as he was suffering from cancer, as per the medical report (Annexure P-5). He further contends that prior to the registration of the FIR, neither the deceased nor her brother-complainant had ever filed any complaint or reported the matter to any lawful authority raising allegations of harassment. The petitioner and his wife were residing on the ground floor whereas son of the petitioner and his wife were residing in first floor of the house. He submits that co-accused-Kuldeep Kaur (wife of the petitioner) has already been granted concession of bail by this Court vide order dated 07.05.2024 passed in CRM-M-11732-2024 (Annexure P-6). Investigation is complete and final report under Section 173 Cr.P.C. has been presented before the trial Court. The petitioner is ready to face trial. He further submits that trial is going to take time to conclude, as such prayer for releasing the petitioner on bail has been made.

5. On the other hand, learned State counsel has opposed the bail petition on the ground of gravity of allegations against the petitioner. Learned State counsel has informed that the complainant and the mother of the deceased, who appeared as PW-1 and PW-2, respectively, have turned hostile (Annexures P-7 and P-8). Learned State counsel has also informed that post mortem examination of the deceased was conducted and viscera was sent for chemical examination, however no poison was detected. The deceased committed suicide by hanging herself with fan with the help of a “chunni”.

6. I have heard the learned counsel for the parties and perused the

relevant documents.

7. Investigation is complete and the final report under Section 173 of the Code of Criminal Procedure has been presented before the trial Court. The petitioner is in custody for 01 year and 11 days. Co-accused of the petitioner has already been granted concession of bail by this Court vide order dated 17.05.2024 passed in CRM-M-11732-2024. As per the custody certificate, there is no history of any other case against the petitioner. Allegations and counter-allegations are matter of trial and conclusion of trial is going to take time.
8. In view of the above, the petition is allowed. The petitioner is ordered to be released on regular bail, subject to his furnishing adequate bonds and surety bonds to the satisfaction of the trial Court/Duty Magistrate concerned.
9. However, it is made clear that nothing expressed hereinabove would be construed to be an expression of opinion on merits of the case.
10. Pending miscellaneous application (s), if any, shall also stand disposed of.

(HARPREET KAUR JEEWAN)
JUDGE

04.09.2024
P.Bhatt

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