

CRM-M-38673-2024 (O&M)

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

2024.PHHC.171086



**CRM-M-38673-2024 (O&M)
DATE OF DECISION : 19.12.2024**

GURVEER SINGH

... PETITIONER

V/S

STATE OF PUNJAB

... RESPONDENT

CORAM: HON'BLE MS. JUSTICE HARPREET KAUR JEEWAN

Present: Mr. Sangram Singh Saron, Advocate with
Mr. Nikhil Sabharwal and Mr. Madhav Rao, Advocates
for the petitioner.
Mr. Malkit Singh Dhillon, DAG Punjab.
* * *

HARPREET KAUR JEEWAN, J. (ORAL)

1. The present petition has been filed under Section 483 of the Bharatiya Nagarik Suraksha Sanhita (BNSS) for grant of regular bail to the petitioner in case bearing FIR No. 30 dated 08.05.2023 registered under Sections 304-B, 34, 201 IPC at Police Station Sadiq, District Faridkot.

2. As per the version of the prosecution, Ravinderpal Singh, father of the victim made a statement on 08.05.2023 upon which the present FIR was registered. As per the said statement, the marriage of the daughter of the complainant was solemnized with the petitioner 2 years prior to the occurrence and a sum of Rs. 11-12 lakhs was spent on the marriage ceremony. A daughter was born out of the wedlock and a sum of Rs. 3 Lakhs was spent at that time. There was a demand of compensation of the said amount by the petitioner and his family members. It is also in allegation that the victim was being harassed on account of the fact that she has given birth to a female child. She was even restrained from meeting her parents.

CRM-M-38673-2024 (O&M)

ceiling fan in her room, however, she died in the hospital on 08.05.2023.

The complainant has alleged that the victim has committed suicide being harassed by the petitioner and her family members.

3. Learned counsel for the petitioner contends that the statement of 7 material witnesses have already been recorded and conclusion of trial is going to take time as 11 witnesses are yet to be examined. There are no allegations about harassment prior to the occurrence as no such matter was ever reported to the police or to any of the authorities. Petitioner is ready to face the trial. The family of the petitioner is taking care of the minor child of the victim and the petitioner. In case, the petitioner is released on bail, he would be able to take care of his child.

4. Learned State counsel has opposed the bail application on the ground of gravity of allegations. However, he has confirmed that 27 witnesses have been examined, few have been given up and 11 PWs are yet to be examined.

5. Custody certificate dated 18.12.2024 reflecting the custody of the petitioner as 01 year, 07 months and 05 days has been taken on record. There is no history of any other case against the petitioner, as per the custody certificate.

6. I have considered the aforesaid contentions and perused the record.

7. The date of the marriage of the victim with the petitioner is 21.04.2021. A girl child was born out of the wedlock on 12.12.2021. The victim committed suicide by hanging on 27.04.2023. As per the testimony of the father of the victim Ravinder Pal Singh, who appeared as PW-1, there was demand of 2-3 lakhs of rupees to compensate the amount spent on the

CRM-M-38673-2024 (O&M)

occasion of the birth of the daughter of the victim. The petitioner used to taunt the prosecutrix for giving birth to a girl child. The petitioner and his family members did not allow the parents of the victim to meet her.

8. As per the facts on record, the victim remained hospitalized for more than 10 days and unfortunately died on 08.05.2023. As per the cross-examination of the father of the victim, PW-1 (Annexure P-3), the petitioner had taken the victim to hospital after she committed suicide. The petitioner along with her family members used to visit the hospital during the period, the victim remained hospitalized. It is not disputed that no complaint was ever made to the Police till the death of the prosecutrix. There is no complaint made either by the parents or the victim even prior to the unfortunate incident reporting the matter to the Panchayat or to the Police with regard to the alleged harassment.

9. The conclusion of the trial is going to take time as 11 witnesses are yet to be recorded. Consequently, without expressing any opinion on the merits of the case and keeping in view the custody period of the petitioner, the present petition is allowed. The petitioner is ordered to be released on regular bail, subject to his furnishing adequate bail bonds and surety bonds to the satisfaction of the trial Court concerned.

10. Pending miscellaneous application(s), if any, shall stand disposed of.

19.12.2024

Janki

**(HARPREET KAUR JEEWAN)
JUDGE**

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