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

CRM-M-58024-2024 (O&M)

Date of Decision:- 09.07.2025

Aman Kumar

...Petitioner

Vs.

State of Punjab

...Respondent

CORAM:-HON'BLE MRS. JUSTICE AMARJOT BHATTI

Present:- Mr. A.D.S. Jattana, Advocate
for the applicant/petitioner.

Mr. M.S. Toor, AAG, Punjab.

Mr. Umesh Sharma, Advocate
for the complainant.

AMARJOT BHATTI, J.(Oral)**CRM-23181-2025**

This is an application filed under Section 528 of Bharatiya Nagarik Suraksha Sanhita, 2023 for placing on record Aadhaar Card of petitioner as Annexure P-5 to show his actual age being 24 years and not 42 years.

For the reasons enumerated in application, same is allowed. Accompanying document Annexure P-5 is taken on record, subject to all just exceptions.

Main case

1. Petitioner – Aman Kumar has filed petition under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023 for grant of regular bail in FIR No. 81 dated 23.07.2024 under Section 108 of Bharatiya Nyaya Sanhita, 2023 registered at Police Station Mehtiana, District Hoshiarpur, Punjab (Annexure P-1).



2. Facts of the case are, Khushwinder gave his statement that he is having two sisters. Younger sister Munisha, age 21 years was pursuing B.A. L.L.B. at Rayat Bahra College, Hoshiarpur. Victim got friendly with Aman Kumar through Instagram and Snapchat. She disclosed this fact to her elder sister and he also came to know about their friendship in April, 2024. His sister and Aman Kumar wanted to marry to which they agree. Victim had a talk with Aman Kumar and due to difference in their caste, he stated that he cannot marry her. Aman Kumar stopped communication with his sister, as a result, she remained under stress. On 23.07.2024, his sister left the house for going to college. When she came home at about 01:30 pm, she was vomiting. He inquired about her condition, on this she disclosed that she had consumed poisonous medicine meant for storing wheat due to her dispute with Aman Kumar. She was taken to Narad Hospital, Hoshiarpur for treatment, where during treatment she passed away at about 05:00 pm. His sister committed suicide by consuming poison due to harassment caused by Aman Kumar.

3. Learned counsel for petitioner argued that allegations levelled against him are false. Facts narrated in FIR does not indicate abetment to commit suicide. No suicide note has been recovered. Petitioner got married as per the wishes of his parents on 23.05.2024 and present FIR has been registered on 23.07.2024, after two months of his marriage. Petitioner was arrested in this case on 24.07.2024 and till date he is behind the bars. Challan in this case has been presented. At present, statement of complainant is also recorded. He is ready to abide by terms of bail order. Therefore, his regular bail petition may be allowed.

4. Bail petition is opposed by learned counsel representing

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complainant assisted by learned counsel representing State of Punjab. Status report has been filed confirming the facts narrated in FIR. It is pointed out that it is a case of unnatural death. Copy of Postmortem Report is Annexure R-1 and report of Chemical Examiner is Annexure R-2. Opinion of doctor regarding cause of death is Annexure R-3. Present petitioner is specifically named. Considering the gravity of offence, he is not entitled to be released on regular bail.

5. I have considered the arguments and have gone through the record carefully. After completion of investigation, challan in this case has been presented on 23.09.2024 and after framing of charge-sheet on 28.11.2024, case is fixed for prosecution evidence. As per report received from concerned trial Court, statement of Khushwinder-complainant as PW-1 has been recorded. Trial in this case may take some time. No purpose would be served by keeping the petitioner behind the bars for indefinite time period. Since the statement of complainant is recorded, therefore, there is no question that petitioner can influence the witness. Evidence on record will be appreciated by the trial Court at appropriate stage. Therefore, without expressing my mind on merits, regular bail petition filed by petitioner Aman Kumar 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. Pending miscellaneous application(s), if any, stand disposed of accordingly as well.

09.07.2025*lalit***(AMARJOT BHATTI)**
JUDGEWhether speaking/reasoned:
Whether reportable:Yes/No
Yes/No