



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

218

CRM-M-33058-2025 (O&M)

Date of decision : 13.10.2025

Sanjiv Kumar @ Sanjeev KumarPetitioner

versus

State of HaryanaRespondent

CORAM: HON'BLE MR. JUSTICE NAMIT KUMAR

Present: Mr. Saurabh Sharma, Advocate for the petitioner.

Mr. Ramender Singh Chauhan, A.A.G., Haryana.

None for the complainant.

NAMIT KUMAR, J. (ORAL)

1. The present petition has been filed by the petitioner under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023 for grant of regular bail in case bearing FIR No.75 dated 30.01.2024 registered under Section 304-B of Indian Penal Code, 1860 (498-A of IPC was added later on) at Police Station Indri, District Karnal.

2. Status report by way of an affidavit of Sh. Satish Kumar, HPS, Deputy Superintendent of Police, Indri, Karnal, on behalf of the respondent-State, filed in the Registry is taken on record. Learned State counsel, on instructions from SI Rohit, submits that the complainant has been informed about the pendency of the present petition. However, no one has put in appearance on behalf of the complainant.

3. Brief facts relevant for disposal of present petition are that on 30.01.2024 ASI Sulinder Singh received an information that one Kajal wife of Sanjiv (the present petitioner), resident of Village Biana,

**CRM-M-33058-2025****2**

District Karnal has committed suicide by hanging herself. On this information, ASI Sulinder Singh along with other police officials reached at the spot, where Rajinder (father of the deceased) presented an application alleging therein that he has three daughters and one son. On 26.01.2023, marriage of his elder daughter namely Kajal was solemnized with the petitioner, who is drug addict. Out of the said wedlock, one girl child was born. The petitioner and his relatives used to give beatings to his daughter Kajal on account of demand of dowry. In the evening of 30.01.2024, his cousin namely Babli wife of Parmod Kumar, resident of village Garhpur Khalsa telephonically informed him that his daughter Kajal has committed suicide by hanging herself due to consistent demand of dowry made by her in-laws. On this information, FIR under section 304-B of IPC was registered. On 30.01.2024, post mortem examination of dead body of Kajal was got conducted. On 08.02.2024, a two page suicide note written by deceased-Kajal was taken into police possession. Accused Sanjiv Kumar was arrested on 10.02.2024. Other persons named in the FIR namely Rajbir, Anil, Saroj and Amandeep were found innocent. Offence under section 498-A of IPC was added in the FIR. Final report/challan has been presented in the court. Hence, the present bail application.

4. Learned counsel for the petitioner submits that the petitioner is innocent and has been falsely implicated in the present case. He submits that the allegations levelled in the FIR are not supported with any cogent evidence and therefore, ingredients of Section 304-B are not fulfilled. He submits that father (i.e.



complainant), uncle, cousin and aunt of the deceased, who have been examined before the Trial Court as PW-1 to PW-4, respectively, have not supported the case of the prosecution before the Trial Court. The father of the deceased in his testimony recorded before the Trial Court stated that his son-in-law namely Sanjeev Kumar never harassed her daughter and he also never used to give beatings on account of demand of dowry. His daughter used to remain in tension due to her illness due to which she committed suicide by way of hanging herself. PW-2 to PW-4 have also recorded their statements before the Trial Court to the same effect.

5. Learned counsel for the petitioner further submits that the petitioner is behind the bars since 10.02.2024 and he is not involved in any other case. He also submits that investigation in the present case is completed; challan stands presented; charges have been framed and out of total 19 prosecution witnesses, only 11 have been examined so far. The trial is likely to take a considerable time to conclude and therefore, no fruitful purpose would be served by detaining the petitioner behind the bars.

6. Per contra, learned State counsel, while referring to the averments made in the status report, has vehemently opposed the prayer for grant of regular bail to the petitioner on the ground that the allegations against the petitioner are serious in nature. The suicide note found in the case is against the petitioner. However, he could not refute the factual position that out of total 19 prosecution witnesses, 11 have been examined. He has also filed custody certificate dated 11.10.2025 in

**CRM-M-33058-2025****4**

the Court which is taken on record. As per the custody certificate, the petitioner is behind the bars since more than last one year and eight months. Custody certificate further shows that the petitioner is not involved in any other case.

7. I have heard learned counsel for the parties and perused the record.

8. Keeping in view the custody period of the petitioner which is 01 year, 08 months and 01 day and the facts that father (i.e. complainant), uncle, cousin and aunt of the deceased have not supported the case of the prosecution before the Trial Court; investigation has been completed; challan has been presented; charges have been framed and out of total 19 prosecution witnesses, 11 have been examined; the petitioner is not involved in any other case and the trial may take a considerable time to conclude, therefore, the petitioner is ordered to be released on regular bail during trial on his furnishing bail bonds/surety bonds to the satisfaction of Illaqa Magistrate/Trial Court.

9. The petition stands disposed of accordingly.

10. However, anything observed hereinabove shall not be treated as an expression of opinion on the merits of the case and is meant for the purpose of deciding the present petition only.

13.10.2025*kothiyal***(NAMIT KUMAR)
JUDGE**

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No