

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

CRM-M-140-2015 (O&M)

Date of decision : 26.02.2015

Narinder @ Bhola

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Mr. Hemant Bassi, Advocate,
for the petitioner.

Ms. Trishanjali Sharma, AAG, Haryana,
assisted by ASI Rajesh.

JITENDRA CHAUHAN, J. (Oral)

This petition under Section 439 of the Code of Criminal Procedure has been filed seeking regular bail in case FIR No.734 dated 27.08.2012, registered under Section 302/34 of the Indian Penal Code, at Police Station City, Hisar.

The learned counsel refers to the various statements of the deceased, Annexure P-3, P-4 and P-4A, and states that there is material discrepancy in the multiple declarations made by the deceased.

On the other hand, the learned State counsel, on instructions, states that the statement exonerating the accused were

recorded under threat. The statement made by her on 26.08.2012, is the true version, wherein, specific role has been attributed to the accused.

Heard.

In the FIR, the role of the accused has been detailed out. As per the FIR, the petitioner, who is the brother-in-law of the deceased held her hands and made her immobile, whereas, the husband poured kerosene oil upon her and lit fire. The effect of the multiple statements made by the deceased would be seen by the trial Court at the time of passing final judgment.

Keeping in view the specific allegations which have come in the statement of the deceased, no case for grant of bail is made out. Even otherwise, this is the second bail petition moved by the petitioner. The first one was dismissed on 16.12.2013. There is no favorable circumstance in favour of the petitioner that has accrued in the interregnum.

Dismissed.

26.02.2015
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(JITENDRA CHAUHAN)
JUDGE