

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

CRM No.M-26666 of 2015 (O&M)

Decided on: 21.09.2015

BIMLA & ANR

. . . Petitioners

Versus

STATE OF HARYANA

. . . Respondent

CORAM: HON'BLE MR. JUSTICE AJAY TEWARI

1. *Whether reporters of local newspapers may be allowed to see judgment? Yes/No*
2. *To be referred to reporters or not? Yes/No*
3. *Whether the judgment should be reported in the Digest? Yes/No*

Present: Mr. R.S. Bains, Advocate
for the petitioners.

Ms. Tanu Shree Gupta, DAG, Haryana.

Mr. Sanjay Verma, Advocate
for the complainant.

AJAY TEWARI, J. (Oral)

This is a petition for regular bail to the petitioners in case FIR No.32 dated 14.05.2015 registered under Sections 498-A, 328, 506, 323, 34, IPC, at Police Station, Women Cell, Sonapat.

The allegations are that the petitioner and their son was harassing the daughter-in-law i.e. sister of the complainant for

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dowry and at a number of occasions tried to force to take poisonous substance.

Learned counsel has argued that the petitioner No.2 is in custody since 18.05.2015 and petitioner No.1 is in custody since 28.05.2015 and further argued that on 24.08.2015, learned counsel for the complainant had prayed that the case be adjourned to await the chemical report and that is why this matter was adjourned for today. As per him, the chemical report has come and it has not disclosed any poisonous substance and therefore, the only allegation which remain are of Section 498-A, 406 IPC.

Learned Addl. AG Punjab, on instructions from SI Ramesh Chand, has accepted this factual assertion. However, learned counsel for the complainant has argued that the statement of victim is to be recorded on 29.09.2015 and till that date, the bail should not be granted.

In my opinion interest of justice would be served if the petitioners are released on bail, after recording the testimony of victim. However, in case the victim is not ready and available for giving her testimony on 29.09.2015, the petitioner will be released on bail by the trial Court immediately.

[AJAY TEWARI]
JUDGE

21.09.2015
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