

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Crl. Misc. No. M-13663 of 2016

Date of decision : 06.05.2016

Kuldeep Singh

... Petitioner

versus

State of Punjab

... Respondent

CORAM:- HON'BLE MRS. JUSTICE ANITA CHAUDHRY

Present: Mr. Dharam Chand Mittal, Advocate for the petitioner

Ms. Harsimrat Rai, DAG Punjab

ANITA CHAUDHRY, J. (ORAL)

The petitioner is seeking regular bail in FIR No. 33 dated 30.04.2015 registered at Police Station Boha, District Mansa under Sections 304/377/506 IPC.

Learned counsel for the petitioner contends that the petitioner is in custody since 02.05.2015 and only two witnesses have been examined. He further states that the marriage took place on 05.04.2015 and the girl went back to her parents house for a short while and then returned to the matrimonial home where she only remained upto 24.04.2015 and her stay in the matrimonial home was only 20 days and the girl died in her parents house on 30.04.2015. He further states that false allegations have been levelled and the girl was suffering from a lung problem and was taking treatment and no poison was found in the FSL report. He further states that statement of the Doctor had been recorded and no traces of unnatural sex was found. He refers to the statement made by Dr. Palavi Gupta.

The postmortem report available with the State counsel has been seen. The Medical Officer had given the cause of death to be on account of pneumonia.

Without commenting anything on the merits of the case and considering the fact that the trial will take time to conclude, the petition is allowed and the petitioner is ordered to be released on bail on his furnishing adequate bonds to the satisfaction of the trial Court/Duty Magistrate.

(ANITA CHAUDHARY)
JUDGE

May 06, 2016
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