

213 IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M No. 15251 of 2016
Date of decision: 02.06.2016

SandeepPetitioner.

Versus

State of Haryana ...Respondent.

CORAM: HON'BLE MRS. JUSTICE DAYA CHAUDHARY

Present:- Mr. Gaurav Mohunta, Advocate with
Ms. Preeti Aggarwal, Advocate
for the petitioner.

Mr. Sanjay Kumar Saini, AAG, Haryana.

DAYA CHAUDHARY, J. (ORAL)

The present petition has been filed under Section 439 of the Code of Criminal Procedure for grant of regular bail to the petitioner in case FIR No.658 dated 24.12.2015 under Section 365 IPC (deleted on 04.01.2016) and under Sections 306, 498-A read with Section 34 IPC, registered at Police Station Civil Lines Rohtak, District Rohtak.

Learned counsel for the petitioner submits that the marriage between the parties was solemnized nine years back, three children were born out also from the wedlock. No complaint was ever made to the police and no allegation of harassment was ever raised. He further submits that the petitioner is in custody for the last four months. The challan has been presented and charges have been framed. The trial may take long time to conclude. Earlier also a dispute with regard to harassment by the accused person was there and a Panchayat was also convened.

Learned counsel for the petitioner submits that no Panchayat was held and proceedings of the Panchayat are also not part of the challan and the same cannot be relied.

In view of the submissions made by learned counsel for the petitioner and by considering the custody period i.e. more than four months as also the facts that the challan has been presented and charges have been framed, no useful purpose would be served by keeping him behind the bars any further. The petition is allowed and the petitioner is directed to be released on regular bail on his furnishing bail/surety bonds to the satisfaction of the trial Court.

02.06.2016

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(DAYA CHAUDHARY)
JUDGE