

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Crl. Misc. No. M-15517 of 2016

Date of decision : 11.05.2016

Raj Singh

... Petitioner

versus

State of Haryana

... Respondent

CORAM:- HON'BLE MRS. JUSTICE ANITA CHAUDHRY

Present: Mr. N.S. Bhinder, Advocate for the petitioner

Ms. Dimple Jain, AAG Haryana

ANITA CHAUDHRY, J. (ORAL)

The petitioner is seeking regular bail in FIR No. 479 dated 20.08.2015 registered at Police Station Assandh under Sections 498-A, 304-B, 34 IPC.

Nishu was married to Pardeep on 05.04.2015. Nishu died a unnatural death on 19.08.2015. The petitioner is the father-in-law.

Learned counsel for the petitioner contends that the petitioner is in custody since 20.08.2015 and only one witness has been examined. He also states that the girl was not happy and she had earlier eloped with some other boys and she was not happy with this marriage and, therefore, she had committed suicide by hanging herself. The counsel has referred to FIR Annexure P-2. He has urged that this marriage was forced upon the girl and when the first FIR was lodged she refused to go back to the parents and remained in the Nari Niketan for some time.

Learned State counsel submits that FIR (Annexure P-2) was registered by father of the deceased in September 2014 but later on the FIR was got cancelled.

The petitioner is in custody for the last 8 months. The prosecution has examined only one witness.

Without commenting anything on the merits of the case and considering the peculiar circumstances of this case, 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