

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-38476-2016

Date of Decision:- 07.12.2016

Phool Kumar

....Petitioner

Versus

State of Haryana

....Respondent

CORAM: HON'BLE MS. JUSTICE RITU BAHRI

**Present: Ms. Tanu Bedi, Advocate
for Mr. Nishant Raj Ghangas, Advocate
for the petitioner.**

Mr. D.R. Singla, DAG, Haryana.

RITU BAHRI, J. (Oral)

Present petition is for release of petitioner on regular bail in FIR No.1547 dated 16.11.2015, under Sections 304-B/34 IPC, registered at Police Station City Panipat, District Panipat.

Learned counsel for the petitioner submits that the petitioner is brother of husband of the deceased and is residing separately from his brother much prior to his marriage and he has two children. Perusal of the FIR shows that there was no specific allegation for dowry against the present petitioner and daughter of the complainant has died in her parental house.

Learned State counsel has informed that out of total 19 witnesses, 2 has since been examined and while recording cross-

examination of the complainant, two applications for seeking voice sample of husband of the deceased and custody of the minor child have been moved.

I have heard the learned counsel for the parties and with their able assistance gone through the material available on record.

The petitioner was arrested on 22.11.2015. Since then, he is in judicial custody and no useful purpose would be served to further detain him in jail. The final conclusion of trial will take a long time.

In view of above facts, the present petition is allowed. The petitioner is ordered to be released on regular bail on his furnishing adequate bail bonds and surety bonds to the satisfaction of learned trial Judge/Duty Magistrate, Panipat.

Needless to mention that, nothing observed here-in-above, would reflect, on merits in the trial of the main case, in any manner.

December 07, 2016
naresh.k

(**RITU BAHRI**)
JUDGE

Whether speaking/reasoned	Yes
Whether reportable	No