

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Crl. Misc. No. M-42467 of 2015

Date of decision : 12.02.2016

Raj Pal

..... Petitioner

versus

State of Haryana

... Respondent

CORAM:- HON'BLE MRS. JUSTICE ANITA CHAUDHRY

Present: Mr. Naresh Jain, Advocate for the petitioner

Ms. Mahima Yashpal, AAG Haryana

Mr. Aditya Sanghi, Advocate for the complainant

ANITA CHAUDHRY, J. (ORAL)

The petitioner is seeking regular bail in FIR No. 124 dated 15.05.2014 registered at Police Station Sadar Dabwali, District Sirsa under Section 306 IPC.

Learned counsel for the petitioner contends that petitioner is in custody since May 2014 and the trial is taking time. He further contends that FIR has been lodged by father of the deceased under whom the petitioner was working and the allegations were that the husband was not paying maintenance and the case would not fall under Section 306 IPC. He further contends that petition under the Domestic Violence Act had been filed earlier where maintenance was awarded. He further contends that application under Section 319 Cr.P.C. had been filed which was allowed on 07.07.2015.

Learned State counsel had opposed the bail application and states that not only the wife, three children of the deceased were found dead in the canal and only 4 witnesses remain to be examined.

The main witnesses have been examined. The trial is taking time.

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.

February 12, 2016

**(ANITA CHAUDHRY)
JUDGE**