

**IN THE HIGH COURT FOR THE STATES OF PUNJAB AND
HARYANA AT CHANDIGARH**

**CRM-M No. 44316 of 2016
Date of decision: 15.12.2016**

Devraj

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. Jagmohan S. Ghuman, Advocate
for the petitioner.

Mr. Sanjay K. Saini, AAG, Haryana.

JAISHREE THAKUR, J. (Oral)

Petitioner Devraj has filed the present petition under Section 439 Cr.P.C. for grant of regular bail in case FIR No. 123 dated 22.03.2016, registered under Sections 498-A, 406, 304-B and 34 of the IPC at Police Station Kherki Daula, District Gurgaon.

Counsel for the petitioner contends that the statement of the complainant i.e. father of the deceased has since been recorded on 12.08.2016 in which a categorical statement has been made that the accused, the petitioner herein, had not ill treated her daughter nor was there any demand of dowry nor had he participated in the death of her daughter. Similar statement has been made by the brother, uncle and mother of the deceased.

Notice of motion.

Mr. Sanjay K. Saini, AAG, Haryana, has appeared on behalf of respondent-State and contested the bail application. He admits to the fact that the prosecutions witnesses have turned hostile.

In view of the fact that statement of the complainant and prosecution witnesses have been recorded in which they have turned hostile and further that the trial is likely to take some time, no useful purpose would be served by keeping the petitioner in custody furthermore.

Therefore, keeping in view the facts and circumstances of the present case and without expressing any opinion on the merit of the case, the present petition is accepted and the petitioner is ordered to be released on regular bail on his furnishing bail bonds and surety bonds to the satisfaction of Chief Judicial Magistrate/learned trial Court concerned.

Petition stands disposed of.

December 15, 2016

Ansari

**(JAISHREE THAKUR)
JUDGE**

Whether speaking/reasoned

Yes

Whether reportable

No