

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

Crl. Misc.M-45332 of 2016 (O&M)
Date of Decision: 23.12.2016

Raj Kumar

...Petitioner

Versus

State of Haryana

...Respondent

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. Vikas Bhardwaj, Advocate
for the petitioner.

Mr. S.K. Saini, AAG Haryana

JAISHREE THAKUR, J. (Oral)

The instant petition has been filed under Section 439 Cr.P.C. for grant of regular bail to the petitioner in case FIR No.732 dated 05.06.2016, under Sections 323, 498-A (Section 304-B added later on) of Indian Penal Code, registered at Police Station City Panipat, District Panipat.

Learned 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 categoric statement has been made that the accused, the petitioner herein, had not ill treated her daughter nor was there any demand of dowry nor he had participated in the death of her daughter.

Similar statement has been made by the brother, uncle and mother of the deceased.

Per contra, learned counsel appearing on behalf of respondent-State, on instructions from ASI Jawahar Lal, opposes the bail application in general, while admitting the fact that prosecution witnesses have turned hostile.

I have heard learned counsel for the parties.

Since, the trial is likely to take some time and in view of the facts that prosecution witnesses have turned hostile in their statement and no useful purpose would be served in keeping the petitioner behind the bars, the instant petition is allowed and the petitioner is directed to be released on regular bail on execution of adequate personal bond and surety bond to the satisfaction of concerned trial Court/Duty Magistrate.

December 23, 2016
vijay saini

(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No