

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

CrI. Misc. No. M-6714 of 2016

Date of decision : 17.05.2016

Jugraj Singh

... Petitioner

versus

State of Punjab

... Respondent

CORAM:- HON'BLE MRS. JUSTICE ANITA CHAUDHRY

Present: Mr. Sidharth Gupta, Advocate for the petitioner

Mr. V.P.S. Sidhu, AAG Punjab

None for the complainant

ANITA CHAUDHRY, J. (ORAL)

The petitioner is seeking regular bail in FIR No. 19 dated 12.03.2015 registered at Police Station Sadar Rampura, District Bathinda under Sections 304-B, 498-A, 506, 148, 149 IPC.

Learned counsel for the petitioner contends that the petitioner is in custody since 15.3.2015 and charge has not been framed yet and the allegations that he was a witness to the occurrence stands falsified as he would not have gone home after witnessing the incident and the matter has been reported after 6 hours. He also states that the matter has now been compromised.

The petitioner was asked to place on record the zimni orders to show how the trial was proceeding. Perusal thereof shows that an application had been filed under Section 193 Cr.P.C. for summoning the additional accused. The accused had sought 2-3 adjournments for filing reply/arguments. Arguments were addressed only in December 2015 and additional accused was summoned on 09.12.2015. The case thereafter is being fixed for service upon the additional accused. They are the relatives of the petitioner. The non-appearance of the additional accused has delayed the trial by atleast 6 months. The delay can not be attributed to the State.

The allegations are serious. The incident had occurred within two years of marriage.

No case for bail is made out.

The petition is dismissed.

May 17, 2016

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**(ANITA CHAUDHARY)
JUDGE**