

In the High Court of Punjab and Haryana at Chandigarh

CRM -M-11405 of 2017
Date of Decision: 9.5.2017

Pawan

---Petitioner

versus

State of Haryana

---Respondent

Coram: Hon'ble Mrs. Justice Rekha Mittal

**Present: Mr. Anil Kumar Malik, Advocate
for the petitioner**

Mr. Vikas Malik, DAG, Haryana

Rekha Mittal, J.

The petitioner prays for grant of regular bail in FIR 561 dated 29.8.2016 under Sections 304-B, 302 of the Indian Penal Code (in short "IPC") registered at Police Station, Model Town, Panipat District Panipat.

Counsel for the petitioner has submitted that the deceased left behind a minor child aged 2-3 years and there is no female member in his family to look after the child. It is further submitted that the material witnesses in the case namely Jagmohan father of the deceased (complainant) and Shakuntla mother of the deceased have already been examined and they failed to support case of the prosecution. It is further submitted that the prosecution has cited 16 witnesses, therefore, conclusion of trial is likely to take its own time.

Counsel for the State of Haryana has not disputed the fact that material witnesses of the case have been examined and they have not supported cause of the prosecution.

As material witnesses have already been examined and they have not supported the allegations coupled with the factum that conclusion of the proceedings may take sometime, without meaning to express any opinion on merits of the controversy, bail to the petitioner subject to satisfaction of the trial court. However, he shall abide by the following conditions:-

- (i)He shall not offer any threat, promise or inducement to any person acquainted with the facts of the case so as to dissuade him from disclosing the same to the Investigating Officer/Court; and
- (ii)He shall not leave the limits of this country without prior permission of the Court.

Petition stands disposed of accordingly.

(Rekha Mittal)
Judge

9.5.2017

PARAMJIT

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No