

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

**CRM No. M-1906 of 2017
Date of decision: 25.01.2017**

Dharmender

...Petitioner

Versus

State of Haryana

...Respondent

CORAM:HON'BLE MS. JUSTICE RITU BAHRI

Present: None for the petitioner.

ASI Sultan Singh,
for the State.

Ritu Bahri, J.

This petition under Section 439 Cr.P.C is for grant of interim bail to the petitioner in case F.I.R No.179 dated 23.09.2014, under Sections 302, 498-A read with Section 34 IPC, registered at Police Station, Alewa, District Jind.

The petitioner is seeking interim bail on the ground that marriage of his brother and sister is fixed for 28/29.01.2017 and he is the main member of the family.

ASI Sultan Singh has informed the Court that marriage card with regard to the marriage of the brother and sister of the petitioner has been verified and it has been found that their marriage is fixed on 28/29.01.2017.

The petitioner is facing the trial and his application for regular bail was dismissed vide order dated 23.02.2016 (Annexure P-2) passed by the Additional Sessions Judge, Jind. Thereafter, he filed a petition for regular bail before this Court, which was later on, dismissed as withdrawn vide order dated 23.09.2016.

A perusal of the order (Annexure P-2) shows that the petitioner is in custody since 07.10.2014 and the prosecution has examined Jai Parkash (father of deceased) as PW-4 and Narender, brother of deceased, as PW-5. However, they have not supported the prosecution version. Wife of the petitioner has died on account of burn injuries. After the incident, she was taken to PGI by the petitioner himself.

Keeping in view that marriage of brother and sister of the petitioner is fixed on 28/29.01.2017, this court feels that he deserves to be released on interim bail for a period of 07 days. Accordingly, this petition is allowed and the petitioner is ordered to be enlarged on interim bail for a period of 07 days w.e.f. 27.01.2017 on furnishing of bail/surety bonds to the satisfaction of the trial Court/Chief Judicial Magistrate/Duty Magistrate, Jind. The petitioner is further directed to surrender before the Jail Authorities after a period of 07 days i.e. 03.02.2017.

Copy of this order be given *dasti* under the signatures of the Court Secretary/Reader of this Court.

25.01.2017
ajp

(RITU BAHRI)
JUDGE

Whether speaking/reasoned: Yes/No
Whether reportable : Yes/No