

Criminal Misc. No. M-19476 of 2017 (O&M)

Date of decision : September 21, 2017

Ravi Kumar

.....Petitioner

Versus

State of Punjab

....Respondent

CORAM:- HON'BLE MRS. JUSTICE LISA GILLPresent: Ms. Alisha Soni, Advocate
for the petitioner.

Mr. Devinder Bir Singh, DAG, Punjab.

LISA GILL, J.

The petitioner prays for bail pending trial in FIR No. 52 dated 03.03.2017 under Sections 307, 326A, 498A IPC registered at Police Station Meharban, District Ludhiana.

It is contended that the present FIR has been registered due to temperamental differences between the parties and no cruelty or harassment was meted out to the complainant. Moreover, the evidence on record does not even suggest the petitioner to be guilty of commission of offence punishable under Sections 307, 326A IPC. Moreover, the complainant, in this case, has since testified before the learned trial Court. It is, thus, prayed that this petition be allowed.

I have heard learned counsel for the parties.

Learned counsel for the State, on instructions, from ASI Bhupinder Kumar, affirms and verifies that the complainant i.e. the petitioner's wife as well as the investigating officer have since testified before the learned trial Court. Examination-in-chief of the complainant's father has been conducted. It is verified that the petitioner is not involved

in any other criminal case. Trial, in this case, is not likely to conclude in the near future.

There are no allegations on behalf of the State that petitioner is likely to abscond or that he is likely to dissuade the witnesses from deposing true facts in the Court, if released on bail.

No useful purpose shall be served by keeping the petitioner incarcerated any longer. Keeping in view the facts and circumstances noted above but without expressing any opinion on the merits of case, it is considered just and expedient to allow this petition.

Consequently, the petitioner be released on bail pending trial subject to his furnishing requisite bail bonds and surety to the satisfaction of the learned trial Court.

It is reiterated that none of the observations made herein above are a reflection on the merits of the case and shall have no bearing on the trial.

September 21, 2017
rts

(Lisa Gill)
Judge

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No