

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

Crl. Misc. M-19481 of 2017 (O&M)
Date of Decision: August 17, 2017

Suresh Nagpal

...Petitioner

Versus

State of Punjab

...Respondent

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. C.S. Bakhshi, Advocate
for the petitioner.

Mr. Abhaypal Singh Gill, AAG Punjab.

Mr. Kulvir Narnaul, Advocate
for the complainant.

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.54 dated 30.04.2016, under Sections 304-B, 406, 498-A, 302, 34 of Indian Penal Code, registered at Police Station Division No.4, Jalandhar City.

Learned counsel for the petitioner contends that the petitioner herein was taken into custody in the aforesaid FIR on 04.05.2016. It is submitted that the petitioner, who is the father-in-law of the deceased, has been falsely implicated in the present case. It is argued that the statement of the complainant and the mother of the deceased have already been recorded, therefore, the petitioner is entitled to be enlarged on bail.

Per contra, learned counsel appearing on behalf of the

respondent-State as well as counsel for the complainant, oppose the bail application, while submitting that the offences alleged against the petitioner are serious in nature, therefore, the petitioner is not entitled to grant of regular bail.

I have heard learned counsel for the parties.

Since, the trial is likely to take some time, as the Investigating Officer is on ex-India leave and in view of the facts that no recovery is to be effected from the petitioner, he is not required for any further investigation and that statement of the complainant and the mother of the deceased have already been recorded, no useful purpose would be served in keeping the petitioner behind the custody. At this stage, without commenting on the merits of the case, 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.

August 17, 2017

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(JAISHREE THAKUR)

JUDGE

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No