

Criminal Misc. M- No. 23231 of 2017 (O&M)

Date of decision : July 10, 2017

Ram Saran

.....Petitioner

Versus

State of Haryana

....Respondent

CORAM:- HON'BLE MRS. JUSTICE LISA GILL

Present: Mr. Ravinder Malik (Ravi), Advocate
for the petitioner.

Mr. Sanjay K. Saini, AAG, Haryana.

The petitioner prays for bail pending trial in FIR No. 0368 dated 24.10.2016 registered under Section 304B IPC at Police Station Baldev Nagar, District Nagar.

It is submitted that the petitioner has been implicated, in this case, only due to his relationship with the deceased. The petitioner is the father-in-law of the deceased. There is no specific allegation levelled against him in the FIR. The final report under Section 173 Cr.P.C. has been presented. Furthermore, the complainant has also testified before the learned trial Court. It is, thus, prayed that this petition be allowed.

Learned counsel for the State has opposed this petition. However, it is not denied that the complainant, in this case, has since been examined. Learned counsel for the State, on instructions from ASI Shishpal, Police Station Baldev Nagar, Ambala verifies that the petitioner is not involved in any other case. The petitioner is in custody since October, 2016.

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. Trial in this case is not likely to conclude in the near future.

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 bonds 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.

July 10, 2017
rts

(Lisa Gill)
Judge

Whether speaking/reasoned : Yes

Whether reportable : Yes/No