

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

208

**CRM-M-23547-2017
Date of Decision: 13.11.2017**

RINKU

...Petitioner

Versus

STATE OF HARYANA

...Respondent

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. Anshumaan Dalal, Advocate
for the petitioner.

Ms. Gaganpreet Kaur, AAG, Haryana.

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. 24 dated 02.02.2016 under Sections 304-B of the IPC, registered at Police Station PGIMS, District Rohtak.

Counsel for the petitioner contends that the petitioner herein has been in custody since 11.02.2016 and statement of all the witnesses have been recorded. However, an application under Section 319 Cr. P.C. was filed, which has been dismissed. Against the said order a revision is pending in this Court i.e. CRR No. 1316 of 2017 in which notice has been issued to the non-applicants and passing of the final order by the trial Court has been stayed. It is also argued that on account of pendency of Criminal Revision, the trial is likely to take some time to conclude,

therefore, the petitioner is entitled to be released on bail.

Learned counsel for the respondent-State, on instructions from Investigating Officer, opposes the grant of regular bail. However, he does not dispute the fact that the statement of all the witnesses have been recorded.

I have heard learned counsel for the parties.

Since the trial is likely to take some time to conclude and in view of the facts that the statement of all the witnesses have been recorded and trial is likely to be delayed on account of pendency of the criminal revision against the order dismissing the application under Section 319 Cr. P.C., no useful purpose would be served by keeping the petitioner behind bars. At this stage, without commenting upon the merits of the case, the present petition is allowed and the petitioner is ordered to be released on regular bail on his furnishing bail bonds and surety bonds to the satisfaction of the trial Court/Duty Magistrate concerned.

(JAISHREE THAKUR)
JUDGE

November 13, 2017
jyoti3

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No