

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

**CRM-M-23709-2017
Date of decision: 24.11.2017**

Harmanpreet Singh

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Ms. Satinder Kaur, Advocate,
for the petitioner.

Mr. A. S. Dhaliwal, DAG, Punjab.

Mr. Deep Singh, Advocate
for the complainant.

JAISHREE THAKUR, J. (Oral)

This petition has been filed under Section 439 of the Code of Criminal Procedure for grant of regular bail to the petitioner in case FIR No. 68 dated 21.06.2016, under Sections 304-B of the IPC, registered at Police Station Sadar Mansa, District Mansa.

It is contended by counsel for the petitioner that as per Annexure P-4, report of the Chief Medical Officer, Civil Hospital, Mansa, no unnatural cause of death can be identified and as per the Chief Examiner, no poison has been detected. It is argued that trial is likely to take some time to conclude on account of the fact that an application under Section 319 Cr.P.C. has been moved to summon the sister-in-law of the deceased, hence, the petitioner should be enlarged on regular bail.

Counsel for the respondent-State as well as counsel for the the complainant oppose the grant of regular bail to the petitioner by arguing that

the death of the deceased took place in her matrimonial home within a period of one and a half year of her marriage, therefore, the petitioner should not be granted concession of regular bail. On a query, counsel for the respondent-State submits that only one witness out of total eighteen has been examined so far.

I have heard counsel for the parties and in view of the fact that the petitioner is in custody since 23.06.2016 and the trial is likely to take some time since only one witness out of total eighteen has been examined so far and, moreover, an application under Section 319 Cr.P.C. has also been moved by the complainant, no useful purpose would be served in keeping him in custody furthermore. Hence, the present petition is allowed. 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.

However, any opinion expressed herein is for the purpose of grant of regular bail and not an opinion on the merits of the case.

24.11.2017

Ansari

(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No