

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH.

CRM No.M-24681 of 2016 (O&M)
Date of decision:9.5.2017

Gurjeet Singh

... Petitioner

versus

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE AMOL RATTAN SINGH.

Present: Mr.Arpandeep Narula, Advocate,
for the petitioner
Mr.S.K.Yadav, DAG, Haryana
Mr.Satbir Gill, Advocate,
for the complainant
...

AMOL RATTAN SINGH, J. (Oral)

CRM No.13345 of 2017

Application is allowed. Copy of challan under Section 173

Cr.P.C. (Annexure P4) is taken on record subject to all just exceptions.

CRM No.M-24681 of 2016

Learned counsel for the petitioner submits that the petitioner has been in custody for almost two years, i.e. from 30.5.2015, with the trial no where near conclusion.

He further submits that the petitioner was not present on the spot when the occurrence took place.

Learned counsel for the complainant, however, submits that the petitioner was shown to be present at the place of occurrence even as per the testimony of PW9 (Balwinder Kaur) and as such, the contention to the

contrary is incorrect.

Learned State counsel, on instructions from ASI Rajinder Singh, does not dispute the fact that the petitioner is one of the two main accused who has been arraigned as such for the murder of the complainant, the allegation being that the daughter-in-law of the deceased, i.e. the other accused, administered poison in the food, leading to the death of her mother-in-law and one other person falling sick.

The petitioner is alleged to be the paramour of the daughter-in-law of the deceased.

Though the allegations against the petitioner are serious but considering the fact that he has been in custody for almost two years, with 15 witnesses still remaining to be examined, without making any comment on the merits of the case either for or against the petitioner, he is ordered to be released on bail, upon his furnishing adequate bail/surety bonds to the satisfaction of the learned trial Court. However, that Court shall ensure that heavy sureties are taken before the petitioner is released on bail.

The petition is allowed.

9.5.2017
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(AMOL RATTAN SINGH)
JUDGE

Whether speaking/reasoned

Yes/No

Whether Reportable

Yes/No