

**230 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

Criminal Misc. No.M- 33252 of 2017 (O&M)

Date of decision : September 14, 2017

Om Singh alias Pintu

.....Petitioner

Versus

State of Haryana

....Respondent

CORAM:- HON'BLE MRS. JUSTICE LISA GILL

Present: Mr. Ram Pal Verma, Advocate
for the petitioner.

Mr. Anmol Malik, AAG, Haryana.

LISA GILL, J.

The petitioner prays for bail pending trial in FIR No. 299 dated 21.08.2016 under Sections 304-B, 34 IPC registered at Police Station Rai, District Sonapat.

It is submitted that in the FIR, the petitioner has been mentioned as brother-in-law (Jeth) of the deceased. However, the petitioner is not the real brother-in-law of the deceased. He has nothing to do with the commission of the offence in question. The deceased and her husband were living separately on their own. No specific allegation has been raised against the petitioner. The complainant Satya Parkash (PW3), Suresh Pal (PW1) and Naresh (PW2) uncles of the deceased have not supported the prosecution version. Moreover, the co-accused Madanpal and Sudesh @ Sonu have been afforded the concession of bail pending trial by this Court vide order dated 18.05.2017 and 07.07.2017, respectively (Annexures P-2 and P3). It is, thus, prayed that this petition be allowed.

The factual position as above is verified by learned counsel for the State, on instructions from ASI Suresh Chander. It is further verified that the petitioner is not involved in any other criminal case.

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.

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 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.

September 14, 2017
rts

(Lisa Gill)
Judge

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No