

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

Crl. Misc. M-34373 of 2017 (O&M)
Date of Decision: November 10, 2017

Shankuntla

...Petitioner

Versus

State of Punjab

...Respondent

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Ms. Suman Sharma, Advocate
for the petitioner.

Mr. A.S. Dhaliwal, DAG Punjab.

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.98 dated 29.05.2017, under Section 304-B of Indian Penal Code, registered at Police Station City Garhshankar, District Hoshiarpur.

Learned counsel for the petitioner contends that the petitioner herein was taken into custody in the aforesaid FIR on 30.05.2017. It is argued that after completing the investigation, challan has been presented and charges have been framed. It is also contended that the complainant and eye-witness, who have identified the body, have already been examined, therefore, petitioner is entitled to be enlarged on bail.

Per contra, learned counsel appearing on behalf of respondent-State, on instructions from Investigating Officer, opposes the bail

application, while submitting that out of total 21 witnesses, 02 witnesses i.e. the complainant and eye-witness have already been examined.

I have heard learned counsel for the parties.

Since, the trial is likely to take some time and in view of the fact complainant and eye-witness have already been examined, no useful purpose would be served in keeping the petitioner behind bars. At this stage, without commenting on the merits of the case, the instant petition is allowed and the petitioner is directed to be released on regular bail on execution of adequate personal bond and surety bond to the satisfaction of concerned trial Court/Duty Magistrate.

November 10, 2017
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(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No