

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

CRM-M-37697 of 2017

Date of decision: October 31, 2017

Bal Kishan

....Petitioner

Versus

State of Haryana

....Respondent

CORAM: HON'BLE MRS. JUSTICE LISA GILL

Present: Mr. Sandeep K. Yadav, Advocate
for the petitioner.

Mr. Sanjay K. Saini, AAG, Haryana
for the respondent-State.

Mr. Vijay Sangwan, Advocate
for the complainant.

LISA GILL, J.(ORAL)

Petitioner who is father-in-law of the deceased seeks the concession of bail pending trial in FIR No.80 dated 28.03.2017 registered under Sections 304-B, 34, 498-A of Indian Penal Code at Police Station Nangal Chaudhary, District Mahendergarh.

It is submitted that due to matrimonial dispute of the deceased with her husband she left for her matrimonial home on 5th February, 2017. Marriage between the petitioner's son and the deceased had taken place on 24th May, 2011. There is nothing on record to show that the present petitioner meted out any ill-treatment or harassment on account of dowry to the complainant's daughter in the interregnum. Learned counsel for the petitioner urges that the complainant's daughter committed suicide while at her parental home on 28th March, 2017 and there is nothing on record to indicate that the present petitioner had any role to play in her death.

Moreover, the challan in this case has been presented. Therefore, this

petition be allowed.

Learned counsel for the State as well as learned counsel for the complainant are unable to deny that the death took place in the parental home, though it is submitted by learned counsel for the complainant that even the amount of Rs.16.00 lac as mentioned in the alleged compromise (Annexure P-1) was never handed over to the deceased.

Learned counsel for the State on instructions from ASI Devinder Singh, P.S. Nangal Chaudhary, Mahendergarh, verifies that final report under Section 173 Cr.P.C. in this case has been presented. Petitioner is not reported to be involved in any other 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. Trial in this case is not likely to conclude in the near future.

Keeping in view the facts and circumstances of the case but without expressing any opinion on the merits thereof, it is considered just and expedient to allow this petition.

Consequently, the petitioner-Bal Kishan be released on bail pending trial subject to his furnishing requisite bail bonds and surety bonds 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.

October 31, 2017
m. sharma

(LISA GILL)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No