

Criminal Misc. No. M- 43412 of 2017 (O&M)

Date of decision : November 21, 2017

Sukhdev Singh

.....Petitioner

Versus

State of Punjab

....Respondent

CORAM:- HON'BLE MRS. JUSTICE LISA GILLPresent: Mr. Manoj Kumar, Advocate
for the petitioner.

Mr. Rahul Rathore, DAG, Punjab.

LISA GILL, J.

The petitioner, who is the father-in-law of the deceased, prays for bail pending trial in FIR No.131 dated 16.06.2017 under Section 306 IPC registered at Police Station Mondi Gobindgarh, District Fatehgarh Sahib.

It is submitted that the allegations in the above said FIR do not in any manner constitute an offence under Section 306 IPC. There is no allegation of any harassment being meted out by the present petitioner. It is alleged that the husband as well as the in-laws of the deceased did not allow her to visit her parental family and relations. It is submitted that the petitioner is suffering from chronic diseases. He is working as a labourer in a Mill. Challan, in this case, it is submitted has been presented. The petitioner is not involved in any other criminal case. It is, thus, prayed that this petition be allowed.

I have heard learned counsel for the parties.

Learned counsel for the State, on instructions from HC Balwinder Singh verifies that final report under Section 173 Cr.P.C. in this case has been filed. Charge has been framed against the petitioner. It is verified that the petitioner is not involved in any other criminal case. Trial, in this case, is not likely to conclude in the near future.

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.

November 21, 2017
rts

(Lisa Gill)
Judge

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No