

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

CRM-M No. 45117 of 2016(O&M)

Date of decision: 15.2.2017

Rajiv and anotherPetitioners

VERSUS

State of HaryanaRespondent

CORAM: HON'BLE MRS. JUSTICE REKHA MITTAL

Present: Mr. Chand Ram Olla, Advocate for the petitioners.

Ms. Dimple Jain, AAG, Haryana.

Mr. Jitender Dhanda, Advocate for the complainant.

REKHA MITTAL, J.(Oral)

The petitioners pray for grant of regular bail in FIR No.845 dated 28.09.2016 registered with Police Station Sadar, District Hisar for offence punishable under Section 67 of the Information Technology Act, 2000 and Sections 323, 354-A(1), 498-A, 506 of the Indian Penal Code, 1860 (in short 'IPC') and Section 3(i)(x) of the Scheduled Caste and Scheduled Tribe (Prevention of Atrocities) Act, 1989.

Counsel for the petitioners has submitted that on completion of investigation, challan has been presented in the Court and conclusion of trial is likely to take its own time. It is further submitted that the petitioners are ready to face the proceedings, in accordance with law, without any default.

Counsel for the State assisted by counsel for the complainant has opposed the prayer for bail with the submission that charge is yet to be framed and material witnesses are to be examined thereafter. It is further submitted that in case the petitioners are enlarged on bail, there is

likelihood of their intimidating the witnesses and tampering with prosecution evidence.

I have heard counsel for the parties and perused the paper-book.

The present criminal proceedings have arisen out of marital disharmony between the complainant and her husband and one of the offences alleged is under Section 498-A IPC. Custodial interrogation of the petitioners is no longer required as they are remanded to judicial custody and challan has been presented in the Court on completion of investigation.

As conclusion of the trial is likely to take some time, without commenting upon merits of the case, the petitioners shall be released on bail subject to furnishing bail bonds to the satisfaction of the trial Court. However, they shall abide by the following conditions:-

- (i) they shall not directly or indirectly make any inducement, threat or promise to any person acquainted with facts of the case so as to dissuade him/her from disclosing such facts to the Court;
- (ii) they shall not leave India without previous permission of the Court.

FEBRUARY 15, 2017
'D. Gulati'

(REKHA MITTAL)
JUDGE

Whether speaking/reasoned	:	yes/no
Whether reportable	:	yes/no