

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

**CRM No. M-9342 of 2017**

**Date of decision: 18.05.2017**

**Madanpal**

**..... 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, the father-in-law of the deceased, seeks bail pending trial in FIR No. 299 dated 21.08.2016 registered under Section 304-B, 34 of the Indian Penal Code (for short 'IPC') at Police Station Rai, District Sonapat.

It is submitted that vague and general allegations have been levelled against the petitioner in the FIR. Moreover, the petitioner had disowned his son and daughter-in-law prior to the occurrence in question. The deceased and her husband i.e. the petitioner's son were living separately though in the same village. Even otherwise no specific role is attributed to the petitioner. Furthermore, two of the material witnesses i.e. PW-1 Suresh Pal and PW-2 Naresh, uncles of the deceased, have not supported the prosecution version. They have denied that the deceased was subjected to any kind of ill treatment in her matrimonial home. The petitioner, it is submitted has been in custody since 22.08.2016. Therefore, this petition be allowed.

Learned counsel for the State on instructions from ASI Ramesh Kumar has opposed this petition while submitting that despite having disowned his son, the petitioner, his son, the deceased and others were all living together. It is, however, not denied that PW-1 and PW-2 have not

supported the prosecution version.

It is informed that eleven prosecution witnesses are yet to be examined. The petitioner is not involved in any other criminal case. Trial in this case is not likely to conclude in the near future. No useful purpose would be served by keeping the petitioner incarcerated any longer. There are no allegations on behalf of the State that the 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. Therefore, without expressing any opinion on the merits of the case, it is considered just and expedient to allow this petition.

Consequently, the petitioner shall be released on bail pending trial in case FIR No. 299 dated 21.08.2016 registered under Section 304-B,34 of the IPC at Police Station Rai, District Sonapat, subject to his furnishing requisite bail bonds and surety bonds to the satisfaction of the learned trial Court.

None of the observations in this order shall be construed to be a reflection on the merits of the case and shall have no bearing on the trial.

**(LISA GILL)**  
**JUDGE**

**18.05.2017**  
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*Whether speaking/reasoned* : *Yes/No.*  
*Whether reportable* : *Yes/No.*