

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

CRM-M-12023-2018 (O&M)

Date of Decision: 16.05.2018

Randhir Singh

....Petitioner

Versus

State of Haryana

....Respondent

CORAM: HON'BLE MRS. JUSTICE ANITA CHAUDHRY

Present: Ms. Rajvinder Kaur, Advocate
for the petitioner(s).

Ms. Mahima Yashpal, A.A.G., Haryana
assisted by ASI Ashok.

ANITA CHAUDHRY, J

The petitioner is seeking regular bail in FIR No.196 dated 07.07.2017, registered under Sections 302/34 of IPC at Police Station Mahesh Nagar, District Ambala. After the enquiry Sections 302/34 of IPC were deleted from the case and Sections 304-B/201 of IPC was inserted.

Learned counsel for the petitioner contends that the petitioner is in custody since 07.07.2017 and the FIR does not contain any allegations of demand of dowry and the deceased had been strangled and that it was a case of murder but the FIR was registered under Section 304-B. The counsel urges that there were no injuries and the main allegation was that the family used to throw taunts on petty matters.

The State counsel informs that a supplementary statement had been given by the family and charge had been framed under Section 304-B of IPC and in the alternative under Section 302 of IPC.

The Uncle of the deceased had not supported the prosecution at the trial. He had in fact stated that the relations between the husband and wife were cordial and no Panchayat was ever convened at any point of time. There were no allegations of demand of dowry in the FIR.

Considering the circumstances of this case, the petition is allowed. The petitioner is ordered to be released on bail on his furnishing surety and adequate bonds to the satisfaction of the trial Court/Duty Magistrate.

May 16, 2018
ps-I

(ANITA CHAUDHRY)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No