

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

Crl. Misc. M-12471 of 2018 (O&M)
Date of Decision: May 23, 2018

Rajo Bai @ Raj Rani

...Petitioner

Versus

State of Punjab

...Respondent

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. T.P.S. Makkar, Advocate
for the petitioner.

Mr. A.S. Sandhu, Addl. AG Punjab.

Mr. R.S. Sekhon, Advocate
for the complainant.

JAISHREE THAKUR, J. (Oral)

The instant petition has been filed under Section 439 Cr.P.C. for grant of regular bail to the petitioner in case FIR No.125 dated 06.09.2017, under Sections 304-B, 316, 149 of Indian Penal Code (offence under Section 149 of Indian Penal Code was deleted and Section 34 of Indian Penal Code was added at the time of presentation of the challan), registered at Police Station Guru Har Sahai, District Ferozepur,

Learned counsel for the petitioner contends that the petitioner herein was taken into custody in the aforesaid FIR on 06.09.2017. It is stated that a reading of the FIR would reflect that there was a demand of dowry in the form of motorcycle by in-laws family of the deceased. It is argued that on similar allegations, the other family members have not been

charged, while also submitting that in the enquiry report of the DSP dated 14.10.2014, it is mentioned that husband Gurmukh Singh had given beatings to the deceased under the influence of liquor. It is also submitted that statement of the complainant has been recorded, therefore, there would be no occasion for the petitioner herein to influence the witness.

Per contra, learned counsel appearing on behalf of the respondent-State, on instructions from the Investigating Officer and counsel for the complainant oppose the grant of regular bail to the petitioner, while submitting that the deceased was killed in her matrimonial home, being seven months pregnant.

I have heard learned counsel for the parties.

Since, the trial is likely to take some time and in view of the facts that the petitioner herein has been in custody since 06.09.2017 and that statement of the complainant has been recorded, no useful purpose would be served in keeping the petitioner behind bars. At this stage, without commenting on the merits of the case, the instant petition is allowed and the petitioner is directed to be released on regular bail on execution of adequate personal bond and surety bond to the satisfaction of concerned trial Court/Duty Magistrate.

May 23, 2018

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(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No