

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

Crl. Misc. M-28481 of 2018 (O&M)
Date of Decision: August 20, 2018

Sandeep Masih @ Anu

...Petitioner

Versus

State of Punjab

...Respondent

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. A.S. Manaise, Advocate
for the petitioner.

Ms. Seena Mand, DAG Punjab.

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.151 dated 13.11.2017, under Section 306 of Indian Penal Code, registered at Police Station Dhariwal, District Gurdaspur.

Learned counsel for the petitioner contends that the petitioner herein was taken into custody in the aforesaid FIR on 22.04.2018. It is submitted that after a period of seven years of the marriage, the deceased poured kerosene upon herself and in her statement recorded before the Magistrate and the doctor, she did not apportion blame to anyone. Statement of her brother has been recorded to this effect. After a period of four months, this instant FIR has been registered, in which investigation is

complete, as the challan has been presented, and therefore, his custodial interrogation would not be required. It is also contended that there is four minor children, who have to be looked after.

Per contra, learned counsel appearing on behalf of respondent-State, on instructions from the Investigating Officer, opposes the grant of regular bail to the petitioner, however, does not dispute the fact that challan has been presented in the matter.

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 22.04.2018, that the investigation is complete in the matter, as the challan has been presented and that there are four minor children, who have to be looked after, 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.

August 20, 2018

vijay saini

**(JAISHREE THAKUR)
JUDGE**

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No