

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

CRM -M-2961 of 2018 (O&M)

Date of decision: 01.02.2018

Satbir

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN

Present: Mr. Vivek K. Thakur, Advocate for
Mr. Rahul Jaswal, Advocate for the petitioner.

Mr. Ramakant Sharma, AAG, Haryana
assisted by ASI Vijender Kumar.

Jitendra Chauhan, J. (Oral)

By filing the present petition, under Section 439 of the Code of Criminal Procedure, the petitioner has sought regular bail in FIR No. 1478 dated 14.11.2016, registered under Section 304-B of IPC, at Police Station Panipat City, District Panipat.

It is contended that the complainant-Man Singh (PW-2), father of the deceased did not support the case of the prosecution as he has specifically admitted in his cross examination that the petitioner did not raise any demand of dowry. As the daughter of the complainant had not been blessed with a child, therefore, she was in a disturbed state of mind. This fact was also allegedly shared by the deceased with her mother as well. The other material witness PW-4 Anand Kumar has also not supported the case of the prosecution and has been declared

hostile. The petitioner is in custody since 15.11.2016.

On the other hand, the learned State counsel opposes the bail application.

Heard.

Considering the fact that the petitioner is in custody since 15.11.2016; the material witnesses i.e. PW-2 Man Singh, the complainant and PW-4 Anand Kumar, have not supported the prosecution version and considering the fact that the petitioner is not involved in any other FIR, without adverting to the merits of the instant case, this petition is allowed. The petitioner be admitted to bail during the pendency of trial, on his furnishing bail bonds and surety bonds to the satisfaction of CJM/Duty Magistrate/trial Court.

Anything said herein above shall not be construed as an expression of opinion on the merits of the case.

01.02.2018

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(JITENDRA CHAUHAN)
JUDGE

Whether speaking/reasoned :	Yes	No
Whether Reportable :	Yes	No