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

CRM-M-29406-2017

Date of decision : 22.01.2018

Vikas Jain @ Vicky

.....Petitioner(s)

Versus

State of Punjab

...Respondent(s)

CORAM: HON'BLE MRS. JUSTICE ANITA CHAUDHRY

Present: Mr. Manuj Nagrath, Advocate
for the petitioner(s).

Mr. Rajbirinder S. Chahal, Addl. AG, Punjab.

Ms. Puja Chopra, Advocate
for the complainant.

ANITA CHAUDHRY, J.

The petitioner is seeking regular bail in FIR No.81 dated 20.08.2015, registered under Section 302 IPC (Alternate charge framed under Section 306 IPC), at Police Station City Raikot, District Ludhiana.

Reply by way of affidavit of Navneet Singh Bains IPS, ASP, Raikot, District Ludhiana (Rural) on behalf of the respondent-State along with copy of Postmortem report and FSL report have been filed, same are taken on record.

I have heard both the sides.

The petitioner is in custody since 12.12.2015. He was married to the deceased in 2004. They have two children aged 5-7 years who are presently in custody of the parents of the petitioner. The allegations recorded in the FIR are that the husband and the mother-in-law used to beat

her and they used foul language. This fact has been disclosed by the deceased to her parents three days prior to the occurrence. The allegations are that poison was administered to the girl.

The FSL report shows that poison was detected. No injury was found on the body. No suicide note was recovered. An alternate charge under Section 306 IPC has been framed.

The prosecution has examined the complainant and the brother. It appears that the trial has got delayed as an application had been moved under Section 319 Cr.P.C. The application was disposed of in January 2017 and all the private witnesses have now been examined.

The trial is taking time. Without commenting upon the merits of the case, the petition is allowed and the petitioner is directed to be released on regular bail on execution of adequate personal and surety bonds to the satisfaction of trial Court/Illaq Magistrate.

January 22, 2018

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**(ANITA CHAUDHRY)
JUDGE**

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No