

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

**CRM-M-33326-2018
Date of decision:10.09.2018**

Sudhir

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. Sunil Panwar, Advocate
for the petitioner.

Ms.Gaganpreet Kaur, AAG, Haryana.

Mr. D. S. Matya, Advocate
for the complainant.

JAISHREE THAKUR, J. (*Oral*)

Petitioner-Sudhir has filed the present petition under Section 439 Cr.P.C. for grant of regular bail in case FIR No. 242 dated 27.10.2017 registered under Section 304-B of the IPC at Police Station Nagina, District Nuh (Haryana).

Learned counsel for the petitioner contends that the allegations as set out in the FIR are not sustainable and also submits that the petitioner has been in custody since 09.01.2018. Learned counsel further contends that the statement and the evidence of the complainant is complete. The only ground that has been taken by the learned counsel appearing for the complainant for opposing regular bail was that the two other material witnesses, who are the brother of the deceased and an Uncle, had yet to be examined.

I have heard the learned counsel for the parties and also perused the earlier order dated 31.08.2018. Both the summoned witnesses, i.e. brother of the deceased and uncle, had stated that they would present themselves on 06.09.2018 to have their statements recorded. This Court is informed that both of the witnesses did not present themselves on the said date.

In view of the above, since the statement of the complainant has been recorded and the petitioner is still in custody, this Court feels it appropriate to grant regular bail to the petitioner because no useful purpose would be served by keeping the petitioner in custody furthermore as the trial of the case is likely to take some time.

Therefore, keeping in view the facts and circumstances of the present case and without expressing any opinion on the merit of the case, the present petition is accepted and the petitioner is ordered to be released on regular bail on his furnishing bail bonds and surety bonds to the satisfaction of Chief Judicial Magistrate/learned trial Court concerned.

Petition stands disposed of.

10th September, 2018

shabha

**(JAISHREE THAKUR)
JUDGE**

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No