

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

CRM-M-3441-2018
Date of decision: 03.04.2018

Bijender

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. K. B. Raheja, Advocate,
for the petitioner.

Mr. P. P. Chahar, DAG, Haryana.

JAISHREE THAKUR, J. (Oral)

This petition has been filed under Section 439 of the Code of Criminal Procedure for grant of regular bail to the petitioner in case FIR No. 49 dated 16.02.2017, under Sections 304-B, 498-A, 406 and 34 IPC, registered at Police Station Chandhat, District Palwal, however, the final report has been filed under Section 306 IPC only.

It is contended by learned counsel for the petitioner that the petitioner has falsely been implicated in this case and he is in custody since 26.09.2017. It is also contended the MLR would reflect that there were no external injuries, moreover, as per FSL report, there is no sign of any poisoning. It is also submitted that the petitioner has three minor children to look after and since the trial is likely to take some time, he should be enlarged on regular bail.

Mr. P. P. Chahar, DAG, Haryana, has appeared on behalf of respondent-State and contested the bail application. He opposes the grant of regular bail to the petitioner by submitting that the offences are serious in

nature while also informing this Court that statements of only two witnesses have been recorded out of total 17 witnesses so far.

I have heard learned counsel for the parties.

Since the petitioner is in custody since 26.09.2017 and the trial is likely to take some time, no useful purpose would be served in keeping him in custody furthermore. Hence, the present petition is accepted. The petitioner is ordered to be released on regular bail on his furnishing bail bonds and surety bonds to the satisfaction of the trial Court/Duty Magistrate concerned.

However, any opinion expressed herein is for the purpose of grant of regular bail and not an opinion on the merits of the case.

03.04.2018

Waseem Ansari

(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No