

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

Crl. Misc. M 36206 of 2018 (O&M)
Date of decision: 28.8.2018

Amit Kumar

...Petitioner

Versus

State of Haryana

...Respondent

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present: Mr. Arun Singal, Advocate,
for the petitioner.

Ms. Gaganpreet Kaur, AAG, Haryana.

JAISHREE THAKUR, J. (Oral)

The petitioner herein has filed this petition under Section 439 of the Code of Criminal Procedure for grant of regular bail in case FIR No. 149 dated 8.6.2017, under Sections 304-B/34 IPC registered at Police Station Israna, District Panipat.

Learned counsel for the petitioner contends that the parties got married as far back as in November, 2014 and there was no such complaint made regarding demand of dowry or any harassment meted out to the deceased right from the date of the marriage till her untimely accidental death, at the behest of the petitioner. It is also argued that the deceased fell into the well when she had gone there to fetch water. Therefore, possibility of accidental death cannot be ruled out. It is also submitted that there was no water connection in the house and everyone in the village would go to the

well to fetch water. It is also contended that the petitioner herein has falsely been implicated in this case and he is in custody since 10.6.2017 and the material witness i.e. complainant has since been examined. The trial is likely to take some time. No useful purpose would be served by keeping the petitioner behind bars till the conclusion of the trial. He prays that the petitioner be admitted to regular bail.

Ms. Gaganpreet Kaur, learned AAG, Haryana has contested the bail application while submitting that the allegations levelled against the petitioner are of serious nature and as such he does not deserve the concession of bail.

I have heard learned counsel for the parties.

Without going into the merits of the case and keeping in view the facts that the material witness i.e. complainant has since been examined, the petitioner is in custody since 10.6.2017 and the trial is likely to take some time to conclude, 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 trial Court/Duty Magistrate, concerned.

28.8.2018

prem

**(JAISHREE THAKUR)
JUDGE**

Whether speaking/reasoned

Yes

Whether reportable

No