

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRM-M-4242-2018
Date of decision : 06.02.2018

Sharda Devi

.....Petitioner(s)

Versus

State of Haryana

...Respondent(s)

CORAM: HON'BLE MRS. JUSTICE ANITA CHAUDHRY

Present: Mr. Rahul Deswal, Advocate
for the petitioner(s).

Ms. Mahima Yashpal, A.A.G., Haryana.

ANITA CHAUDHRY, J.

The petitioner is seeking regular bail in FIR No.201 dated 23.05.2017, registered under Sections 498-A, 304-B, 302 and 34 of IPC at Police Station Indri, District Karnal.

I have heard both the sides.

Learned counsel for the petitioner contends that the petitioner is the mother-in-law and she is in custody since 29.05.2017. He further states that Amardeep Singh son of the petitioner was married earlier to Rajni who died during delivery and thereafter Komal who is the cousin sister of Rajni, got married to Amardeep and they had a child from that marriage and Komal committed suicide and allegations have been levelled that there was demand of dowry and had that been the case, the family would not have married their daughter in that family. The counsel further submits that the police had challaned only the husband and mother-in-law but the complainant had named the father-in-law, brother-in-law and sister-in-law

and the matter is under consideration and the trial would now get delayed. He further submits that a 4 years old child is with them and there is no one to look-after him.

The State counsel urges that there was a demand of Rs.5 lacs and a Panchayat was convened and the girl was sent back the next day but the girl was again beaten and a telephone call was received that the girl had been beaten and she was fearing threat to her life and the case had been registered under Sections 304-B and 302 of IPC.

The police after investigation had only challaned the mother-in-law and the husband. Admittedly, it was the second marriage of Amardeep. Komal and Rajni were cousins. The child born out of the wedlock is with the Amardeep's family. The trial will get delayed as an application under Section 319 Cr.P.C. has been moved.

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/Illaqa Magistrate.

February 06, 2018

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**(ANITA CHAUDHRY)
JUDGE**

Whether speaking/reasoned	:	Yes/No
Whether reportable	:	Yes/No