

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

CRM-M-46985-2018 (O&M)

Date of Decision: 30.10.2018

Arif

....Petitioner

Versus

State of Haryana

....Respondent

CORAM: HON'BLE MRS. JUSTICE ANITA CHAUDHRY

Present: Mr. Rajesh Goyal, Advocate
for the petitioner(s).

Ms. Mahima Yashpal, AAG, Haryana.

ANITA CHAUDHRY, J

Petitioner is seeking regular bail in FIR No.0181 dated 10.02.2018 registered under Section 306 IPC at Police Station City Panipat.

Learned counsel for the petitioner contends that the petitioner is in custody since 10.02.2018 and challan has been presented. Counsel submits that Nazma was married and had two children but she left her husband and children and took a Panchayati divorce and was in a live-in-relationship with the petitioner and she committed suicide and the allegations in the FIR was that girl had been murdered but the police investigated the matter and found that the petitioner was in the factory from 2.00 pm to 10.00 pm that day and the FIR was registered under Section 306 IPC. Counsel submits that the incident had taken place on the property of the petitioner.

The allegations are that the petitioner had asked Nazma to take divorce from her husband had promised marriage and Nazma wanted to marry the petitioner who was not agreeing and fed up with that Nazma left the house. The family searched for her and in the evening they came to know that a woman had set on fire in the flats. The complainant's family went to the flats in village Faridpur and found that it was his sister. The allegations in the FIR are that Arif had set Nazma on fire.

The police has already investigated the case and filed the challan. It is yet to be determined whether the deceased had taken divorce from her husband. The allegations are that the deceased was fed up and felt humiliated as the petitioner was not marrying her and was avoiding marriage.

The trial would take time. Without commenting anything on the merits of the case, the petition is allowed. Petitioner is ordered to be released on bail on his furnishing surety and adequate bail bonds to the satisfaction of the Illaqa Magistrate/Duty Magistrate.

October 30, 2018*ps-I***(ANITA CHAUDHRY)
JUDGE**

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