

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

Crl. Misc. M-51600 of 2018 (O&M)
Date of Decision: December 06, 2018

Rajbir

...Petitioner

Versus

State of Haryana

...Respondent

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. Akashdeep Singh, Advocate
for the petitioner.

Ms. Gaganpreet Kaur, AAG Haryana.

JAISHREE THAKUR, J. (Oral)

The instant petition has been filed under Section 439 Cr.P.C. for grant of regular bail to the petitioner in case FIR No.432 dated 29.06.2016, under Sections 323, 498-A, 304-B, 406, 34 of Indian Penal Code, registered at Police Station City Rohtak, District Rohtak.

Learned counsel for the petitioner herein contends that the petitioner, who is the father-in-law of the deceased Sharda, was taken into custody in the aforesaid FIR on 20.01.2018. It is submitted that the mother-in-law of the deceased has already been allowed regular bail by an order dated 25.10.2018 passed in CRM-M-45620-2018. It is argued that the material witnesses have been examined, while further submitting that son of the petitioner i.e. husband of the deceased is in custody and his regular bail

has been declined. It is also contended that conclusion of trial will take sufficient time, therefore, the petitioner is entitled to be enlarged on bail.

Per contra, learned counsel appearing on behalf of respondent-State, on instructions from the Investigating Officer, opposes the grant of regular bail to the petitioner, however, does not dispute the fact that material witnesses have been examined and mother-in-law has been allowed regular bail.

I have heard learned counsel for the parties.

Since, the trial is likely to take some time and in view of the facts that the petitioner herein has been in custody since 20.01.2018, that the material witnesses have been examined and that mother-in-law has already been allowed regular bail, no useful purpose would be served in keeping the petitioner behind bars. At this stage, without commenting on the merits of the case, the instant petition is allowed and the petitioner is directed to be released on regular bail on execution of adequate personal bond and surety bond to the satisfaction of concerned trial Court/Duty Magistrate.

December 06, 2018

vijay saini

**(JAISHREE THAKUR)
JUDGE**

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No