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*** IN THE HIGH COURT OF DELHI AT NEW DELHI**

% Judgment delivered on: 10.12.2018

+ BAIL APPLN. 2728/2018

NARENDER SHARMA

..... Petitioner

versus

GOVT OF NCT OF DELHI

..... Respondent

Advocates who appeared in this case:

For the Petitioner : Mr.Shrey Sharawat, Advocate.

For the Respondent : Mr.Hirein Sharma, APP for the State with SI
P.R.Hudda, P.S.Dwarka Sector-23.
Mr.R.N.Sharma, Adv. for the complainant.

CORAM:-

HON'BLE MR JUSTICE SANJEEV SACHDEVA

JUDGMENT

10.12.2018

SANJEEV SACHDEVA, J. (ORAL)

1. Petitioner seeks regular bail in FIR No.56/2018 under Sections 498A/306/34 IPC, Police Station Sector-23, Dwarka.

2. Petitioner is the father-in-law of the deceased and has been in custody since 19.02.2018.

3. The FIR has been registered on the complaint of the mother of the deceased who had alleged that her daughter was being troubled by her in-laws for small – small things and they never used to give her

any money for expenditure and would not recharge her mobile phone. It is alleged by the mother that her daughter never used to complain to her but used to complain to her aunts and further that her in-laws never used to send her home.

4. Learned counsel for the petitioner submits that the petitioner has been falsely implicated. It is submitted that at the time of her death there was a credit balance of over Rs.1 lakh in her bank account and in case the petitioner or the family harassed her for dowry they would not have left such heavy amount in her bank account which was being maintained and operated by her.

5. Status report has been filed. Same is taken on record. Status report indicates that a suicide note was recovered from the spot. The suicide note has been extracted in the status report.

6. Perusal of the alleged suicide note shows that the deceased had made complaints about the growing distance between her and her minor daughter aged three years. It is mentioned in the suicide note that the minor daughter was getting close to her grandmother which she could not bear and she was very much troubled with regard to the growing distance between her and her minor daughter. Perusal of the alleged suicide note shows that there is no allegation of any harassment by the petitioner. The status report further mentions that the suicide note has been sent to FSL, Rohini for obtaining an expert opinion and the same is awaited.

7. Without commenting on the merits of the case and keeping in view the totality of the facts and circumstances, I am of the view that petitioner has made out a case for grant of regular bail.

8. Accordingly, on petitioner furnishing a bail bond in the sum of Rs.25,000/- with one surety of the like amount to the satisfaction of the Trial Court, petitioner shall be released on bail, if not required in any other case. Petitioner shall not do anything which may prejudice either the trial or the prosecution witnesses. Petitioner shall not endeavour to contact the complainant or her family.

9. Petition is disposed of in the above terms.

10. Order *Dasti* under signatures of the Court Master.

DECEMBER 10, 2018
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SANJEEV SACHDEVA, J