

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

CRM M-5267 of 2019

Date of Decision: February 11, 2019

Malkiat Singh

.....Petitioner

Versus

State of Punjab

.... Respondent

CORAM : HON'BLE MR. JUSTICE FATEH DEEP SINGH

Present : Mr. J.S. Thind, Advocate
for the petitioner.

Mr. Avtar Singh Sandhu, Addl. A.G., Punjab.

FATEH DEEP SINGH, J. (Oral)

This order shall dispose off regular bail application under Section 439 Cr.P.C. moved in FIR No. 235 dated 03.12.2016 under Section 498-A IPC registered at Police Station Civil Lines, Batala.

The brief allegations against petitioner-Malkiat Singh in this regular bail application under Section 439 Cr.P.C. are as follows:-

“the present case was got registered on the statement of complainant Harpreet Kaur wife of the petitioner alleging that their marriage was solemnized on

18.01.2013 where sufficient dowry articles were given. However, the husband after some time of the marriage went abroad and never returned and during the course the complainant was with the petitioner. She was mentally harassed and physically tortured leading to the arrest of the petitioner on 01.01.2019”.

Mr. Thind, learned counsel for the petitioner at the very onset submits that the petitioner has been hauled up only for allegations qua offence under Section 498-A IPC and has already undergone incarceration for a long time, though, on behalf of the State, the same is opposed by Mr. Avtar Singh Sandhu, Addl. A.G., Punjab on instructions of ASI Balwinder Singh arguing that the husband if allowed bail would abscond.

Heard.

Appreciating the submissions of the petitioner that he is in custody since and investigation and trial of the case are not likely to be concluded in near future, no useful purpose shall be served by continued detention of the petitioner, the present petition stands allowed. the petitioner is ordered to be released on regular bail on his furnishing bail bonds and surety bonds to the satisfaction of Chief Judicial Magistrate/Duty Magistrate, concerned.

However, the petitioner will surrender his passport before the Investigating Officer at the time of his release.

It is made clear that anything observed herein shall not be construed as an expression on the merits of the case.

Disposed off.

February 11, 2019
amit rana

(FATEH DEEP SINGH)
JUDGE

Whether reasoned/speaking : Yes/No

Whether reportable : Yes/No