

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

222

CRM-M-19297-2019

Date of Decision:29.05.2019

Gaurav Arora

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR.JUSTICE HARI PAL VERMA.

**Present: Mr. Jasraj Singh, Advocate,
for the petitioner.**

Mr. Rana Harjasdeep Singh, D.A.G., Punjab.

**Mr. Arnav Sood, Advocate,
for the complainant.**

HARI PAL VERMA, J.(Oral)

Prayer in this petition filed under Section 439 Cr.P.C. is for grant of regular bail to the petitioner in FIR No.190 dated 02.12.2018 under Sections 306, 34 IPC (the offence punishable under Section 201 IPC was added later on), registered at Police Station City, District Hoshiarpur.

Learned counsel for the petitioner has argued that the petitioner got married with deceased-Vandana on 16.10.2009, whereas she died on 01.12.2018 by hanging. Petitioner is in custody since 01.12.2018. The allegation against the petitioner and other co-accused is that the deceased was being harassed and given beating for demand of dowry by the petitioner and her in-laws.

Learned counsel for the complainant has argued that the

allegations against the petitioner are serious as he has harassed the deceased for demand of dowry. He further states that charge in the case is yet to be framed and as no prosecution witness has been examined, no case for grant of bail is made out.

Learned State Counsel, on instructions from ASI Pritpal Singh, does not dispute the custody. However, he states that as per FIR, immediately after marriage, the deceased was being harassed by the petitioner and other family members and accordingly, she died on 01.12.2018.

Heard learned counsel for the parties.

The co-accused who are father-in-law, mother-in-law and married sister-in-law of the deceased though have been admitted on anticipatory bail, but in the case in hand, petitioner is husband. He is in custody since 01.12.2018. The marriage between the petitioner and the deceased was solemnized on 16.10.2009. The allegation of beating and harassment in account of demand of dowry is yet to be established during the course of trial and trial in the case is not likely to be concluded in the near future as even charge has not been framed, this Court deems it appropriate to admit the petitioner on regular bail.

Accordingly, the present petition is allowed and the petitioner is admitted on regular bail, subject to furnishing of her bail bonds/surety bonds to the satisfaction of trial Court.

However, the observations made hereinabove shall not be construed as an expression on the merits of the case and the trial Court shall proceed with the trial independently without being influenced by the order

of bail passed by this Court.

It is made clear that the petitioner shall not extend any threat and shall not try to influence any prosecution witnesses directly or indirectly in any manner.

May 29, 2019
seema

(HARI PAL VERMA)
JUDGE

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No