

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

215

CRM-M-47694-2018

Date of Decision:17.01.2019

Hawa Singh

.....Petitioner

Versus

State of Haryana

.....Respondent

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

Present: Mr. Priyavrat Parashar, Advocate,
for the petitioner.

Mr. Manish Bansal, D.A.G., Haryana.

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.25 dated 20.06.2018 under Sections 376, 511, 377, 506, 498-A, 34 IPC, 1860, registered at Police Station Women Kaithal, Haryana.

Learned counsel for the petitioner states that the petitioner is in custody since 29.06.2018 and the complainant in the case has already been examined. Trial in the case may take a long time. He has argued that the complainant has made allegations against other family members including her own husband, who has been admitted on regular bail by this Court vide order dated 13.11.2018 passed in CRM-M-48169-2018 (Bhuvnesh Versus State of Haryana).

Learned State Counsel on instructions from SI Birmati states that as against total 14 witnesses as cited by the prosecution, only two

witnesses have been examined and the allegation against the petitioner is that he has tried to commit rape with the complainant, who is his daughter-in-law.

I have heard learned counsel for the parties.

Considering the fact that the petitioner is in custody since 29.06.2018 and trial in the case will take sufficient long time as against 14 witnesses cited by the prosecution, only two witnesses have been examined so far, coupled with the fact that Bhuvnesh, husband of the complainant, has already been granted regular bail by this Court vide order dated 13.11.2018 passed in CRM-M-48169-2018, this Court finds that the petitioner deserves to be admitted on regular bail.

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

January 17, 2019
seema

(HARI PAL VERMA)
JUDGE

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No