

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

CRM-M No.48013 of 2018
Date of decision: 12th July, 2019

Manjit Ajit Mansukhani

... Petitioner

Versus

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE FATEH DEEP SINGH

Present: Mr. Jashandeep Sandhu, Advocate for
Mr. Gurvinder Sandhu, Advocate for the petitioner.
Mr. H.S. Grewal, Addl. Advocate General, Punjab
for the respondent/State.
Mr. B.D. Sharma, Advocate for the complainant.

FATEH DEEP SINGH, J. (ORAL)

Allegations against the petitioner Manjit Ajit Mansukhani in this first regular bail application under Section 439 Cr.P.C. in case bearing FIR No.82 dated 21.07.2016 under Sections 406, 498-A IPC pertaining to Police Station Women, Ludhiana have been levelled by the complainant wife Silki Sethi alleging that both of them entered into wedlock on 07.07.2007 on account of their love affairs. At the wedding, sufficient dowry articles were given, however, on account of matrimonial dispute alleged to be on account of illegitimate demand of dowry, physical and mental torture by the husband, led to registration of the present case on 21.07.2016 in which the petitioner was arrested on 03.10.2018.

Learned counsel representing the petitioner Mr. Jashandeep Sandhu, Advocate inter alia contends that the petitioner is behind bars for

almost ten months and that recovery if any, has already been effected and that the trial is not likely to be concluded in the near future.

On behalf of the State, Mr. H.S. Grewal, Addl. Advocate General, Punjab on instructions from SI Dalwara Singh, Police Station Women, Ludhiana as well as learned counsel for the complainant Mr.B.D. Sharma, have stoutly opposed the grant of bail on the grounds that trial is underway and that if allowed bail the petitioner might influence the trial together with the fact that none of the gold ornaments stands recovered and that the conduct of the petitioner disentitles him to any relief.

Keeping in view the period of incarceration undergone and the fact that completion of the trial would further take time and it would be a travesty of justice to keep the petitioner behind bars, this Court is of the opinion that it is a fit case to allow bail. Accordingly, the petitioner is ordered to be released on regular bail to the satisfaction of Chief Judicial Magistrate/Duty Magistrate, Ludhiana. However, it is made clear that anything observed herein shall not be construed as an expression on the merits of the case.

The petition stands disposed off accordingly.

(FATEH DEEP SINGH)
JUDGE

July 12, 2019

rps

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No