

CRM-M-38315-2019 (O&M)
Date of Decision : 21.11.2019

Daya Nand Narwal and another

.....Petitioners

versus

State of Haryana

....Respondent

CORAM : HON'BLE MR. JUSTICE FATEH DEEP SINGH

Present: Mr. Govind Chauhan, Advocate
for the petitioner.

Mr. Baljinder Singh Virk, DAG, Haryana
for the respondent-State.

FATEH DEEP SINGH, J. (ORAL)

Mr. Subhash Godara, Advocate puts in appearance of his own on behalf of respondent No.2 and filed power of attorney which is taken on record.

The allegations against the petitioners, namely, Daya Nand Narwal and Shanti, father-in-law and mother-in-law of the complainant levelled by the daughter-in-law-Neetu are that marriage between the complainant and Rakesh Narwal, son of the petitioners was solemnized on 04.02.2018, where sufficient gold/cash and costly articles were given and two months' thereafter, the groom went to

Belgium. It is alleged that during the period, thereafter, the petitioners along with daughters of the petitioners had been harassing her for bringing insufficient dowry articles and claim for more leading to the registration of the present case.

Learned counsel for the petitioners *inter alia* contends that neither there is any specific allegation against the petitioners for demand of dowry, physical and mental harassment much less any claim that the articles of *Istridhan* were handed over by the petitioners and they usurped the same.

The learned State counsel, on instructions from SI Paramjit Singh, Police Station Women, Kurukshetra, assisted by learned counsel for the complainant though do not dispute the facts but has stoutly opposed the grant of bail on the grounds that the articles of *Istridhan* of the complainant/bride usurped by the accused and their custodial interrogation is very much essential.

Appreciating the submissions and the specific query of this Court, neither the learned State counsel nor counsel for the complainant point out even a single allegation of entrustment or embezzlement of *Istridhan*. The petitioners are aged parents-in-law and their joining of the investigations would suffice the purpose and it would be travesty of justice to send them behind the bars.

In light of the above, the present petition is allowed. Petitioners- Daya Nand Narwal and Shanti, would appear before the Investigating Officer within 15 days from today and shall fully

cooperate in the investigations. On their doing so, the petitioners shall be released on bail to the satisfaction of arresting/investigating officer till submission of report under section 173 Cr.P.C. (challan). They shall also abide by the conditions specified under section 438 (2) Cr.P.C. Thereafter, on presentation of challan, petitioners will be permitted to furnish regular bail bonds to the satisfaction of the trial Court.

The petition stands disposed off.

21.11.2019*Neha***(FATEH DEEP SINGH)
JUDGE**

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No