

**In The High Court for the States of Punjab and Haryana  
At Chandigarh**

CRM-M-42231-2019 (O&M)  
Date of Decision:- 10.12.2019

Rahul ... Petitioner

Versus

State of Haryana ... Respondent

**CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL**

Present:- Mr. Ajay Ghangas, Advocate, for the petitioner.

Mr. Ashok Singh Choudhary, Addl. A.G. Haryana,  
assisted by ASI Mahavir.

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**GURVINDER SINGH GILL, J. (Oral)**

1. Petitioner-Rahul has approached this Court seeking grant of regular bail in a case registered vide FIR No.102, dated 1.3.2019, registered at Police Station Sector 9-A, Gurugram, District Gurugram, under Sections 201, 304-B, 498-A IPC and Sections 3 and 4 of Dowry Prohibition Act.
2. The FIR was lodged at the instance of Shyam Sunder wherein it has been alleged that his daughter Mohini was married to Rahul on 3.12.2017 and at the time of marriage he had given dowry beyond his means but the in-laws of his daughter were not satisfied with the same and used to demand more dowry. It is alleged that on 19.9.2018 Rahul, his brother Gajender, his father Gore Lal and his mother in

connivance with each other killed complainant's daughter either by poisoning or by strangulating her.

3. Learned counsel for the petitioner has submitted that a false FIR has been lodged and that the falsity would be evident from the fact that when the statement of the complainant was recorded during proceedings of trial he has not supported the case of the prosecution at all.
4. Opposing the petition, learned State counsel has submitted that since the petitioner has been specifically named in the FIR, no case for grant of bail is made out. It has however, been informed that the peititoner has been behind bars since the last about 8 months.
5. I have considered rival submissions addressed before this court. Keeping in view the fact that the petitioner has been behind bars since the last about 8 months and also that the complainant while in the witness box has not supported the case of prosecution, further detention of the petitioner will not serve any useful purpose. The petition, as such, is accepted and petitioner-Rahul is ordered to be released on regular bail on his furnishing bail bonds/surety bonds to the satisfaction of learned trial Court/Chief Judicial Magistrate/Duty Magistrate, concerned.

**December 10, 2019**

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**(GURVINDER SINGH GILL)**  
**JUDGE**

Whether speaking /reasoned

Yes / No

Whether Reportable

Yes / No