

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

CRM-M-37318-2018 (O&M)

Date of decision: February 14, 2019

Dinesh Kumar

....Petitioner

Versus

State of Punjab

....Respondent

CORAM: HON'BLE MR. JUSTICE RAJ SHEKHAR ATTRI

Present: Mr. C.S. Sharma, Advocate
for the petitioner.

Mr. Ramdeep Partap Singh, DAG, Punjab.

RAJ SHEKHAR ATTRI, J.(ORAL)

CRM-4983-2019

Application is allowed, as prayed for.

Annexures P-7 to P-14 are taken on record.

CRM-M-37318-2018

The present petition has been filed under Section 439 Criminal Procedure Code for grant of regular bail to petitioner-Dinesh Kumar, in case FIR No.130 dated 29.09.2017 registered for the offence punishable under Section 306 of the Indian Penal Code, 1860 (for short 'IPC') and Section 304-B IPC added later on, at Police Station Division No.4, District Jalandhar.

Smt. Deepa, who is mother of the minor son, had committed suicide by hanging herself in the matrimonial home. After her death, Heema lodged the FIR alleging that petitioner and other family members demanding dowry.

Petitioner was arrested on 29.09.2017 and since then trial has not been completed. However, statement of the complainant has already been recorded.

Keeping in view the facts and circumstances of the case, without expressing any opinion on merits of the case and the fact that conclusion of trial will take considerably long time, no useful purpose would be served by detaining the petitioner behind the bars, therefore, the present petition is allowed. Petitioner is ordered to be released on regular bail on furnishing bail bond and surety bond to the satisfaction of trial Court/Chief Judicial Magistrate/Duty Magistrate, concerned subject to following terms:-

- (a) The petitioner shall comply with the conditions mentioned in Section 437(3) Cr.P.C.
- (b) In the event of his absence on any date of hearing, the benefit of bail allowed to the petitioner shall stand withdrawn. The trial court shall be competent to cancel his bail bond and surety bond and proceed to procure his presence in accordance with law. In that eventuality the petitioner shall have to apply for bail afresh.
- (c) He shall not leave the country without the previous permission of the court.

(RAJ SHEKHAR ATTRI)
JUDGE

February 14, 2019
m. sharma

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No