

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

CRM-M-2347-2020
Decided on : 10.02.2020

Udayveer

..... Petitioner

Versus

State of Haryana

..... Respondent

CORAM : HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present: Mr. Kunal Dawar, Advocate
for the petitioner.

Mr. D.R.Singla, DAG, Haryana.

Manjari Nehru Kaul, J.

Instant petition has been filed under Section 439 Cr.PC for grant of regular bail to the petitioner in case FIR No.586 dated 27.07.2019 registered under Sections 304-B, 498-A, 34 IPC at Police Station Sadar District Palwal.

Learned counsel for the petitioner contends that the petitioner, who is the husband of the deceased, is behind bars since 28.07.2019 and only five prosecution witnesses have been examined so far. It has also been apprised that PW-1- complainant, who is father of the deceased as well as PW-2 brother of the deceased did not support the case of the prosecution.

On the other hand, learned State counsel while opposing the grant of regular bail to the petitioner has not been able to controvert the fact that two material witnesses i.e. father of the deceased and the brother of the deceased have not supported the case of the prosecution. He on instructions from ASI Hanish Khan submits that 5 out of 14 prosecution witnesses have been examined as on date.

Without commenting on the merits of the case and keeping in view the fact that the petitioner is behind bars since 28.07.2019 and the trial is unlikely to conclude in the near future, no useful purpose would be served by keeping the petitioner in custody. In the circumstances, present petition is allowed and the petitioner is admitted to bail to the satisfaction of the trial court/Duty Magistrate concerned.

(MANJARI NEHRU KAUL)
JUDGE

10.02.2020

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Whether speaking/reasoned:	Yes/No
Whether reportable :	Yes/No