

(205) IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-4913 of 2020
Date of decision: 25.06.2020

Ritu Petitioner

v.

State of Haryana ... Respondent

Coram: Hon'ble Mr. Justice B.S. Walia.

Present: Mr. Inderpal Singh Parma, Advocate for Mr. Vishal Malik,
Advocate for the petitioner.

B.S. Walia, J. (VC)

1. Case is being taken up for hearing through Video Conferencing due to the outbreak of pandemic Covid-19.
2. Prayer in the petition under Section 439 of Cr.P.C. is for grant of regular bail to the petitioner during the pendency of the trial in case FIR No.611 dated 04.12.2019, registered under Sections 328, 420 and 120-B IPC at Police Station Indir, District Karnal.
3. Heard learned counsel for the parties.
4. Learned counsel for the petitioner at the outset states that the challan has been filed on 20.02.2020 and that in view of the investigation having been completed and no recovery to be made from the petitioner, no useful purpose would be served by keeping the petitioner in custody. Learned counsel further contends that at best the case of the petitioner is of having run away from the matrimonial home as there is no allegation of any money having been handed over for the solemnization of the marriage to the petitioner. As far as the allegation qua taking away of jewellery, learned counsel contends that investigation is complete and no recovery has been made and that no useful purpose would be served in keeping the petitioner in custody.
5. Learned State Counsel on the other hand states that the challan has been filed and the trial is fixed for 20.08.2020, besides, the petitioner

belongs to Himachal Pradesh and in case she is released on bail, there are chances of her absconding and not being available for trial.

6. I have considered the submissions of learned counsel for the parties.

7. Admittedly, the petitioner is in custody since 20.12.2019. Investigation is complete. Challan has been filed and out of six witnesses, none has been examined and the trial is fixed for 20.08.2020 for framing of charges. The trial is likely to take considerable period of time.

8. Without commenting upon the merits of the case, the petition for grant of regular bail is allowed as no useful purpose would be served by keeping the petitioner in custody during the pendency of the trial especially in view of prevalent pandemic Covid-19 situation in the country. Accordingly, the petitioner is ordered to be released on bail subject to her furnishing adequate bail bonds with one local surety to the satisfaction of the concerned learned CJM/trial Court/Duty Magistrate, with a view to ensure her presence during the course of trial.

9. However, nothing stated hereinabove would be construed as an expression of opinion on the merits of the case.

(B.S.WALIA)
JUDGE

25.06.2020

Ps/amit

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| 1. | Whether speaking/reasoned: | Yes/No. |
| 2. | Whether reportable: | Yes/No. |