

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

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IN VIRTUAL COURT

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**CRM-M No. 12728 of 2020
Date of decision : 3.6.2020**

Gourav Gill @ Gurmeet Singh and another **.....Petitioners**

Vs.

State of Haryana **.....Respondent**

Coram: HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

Present : Mr. Paminder Singh, Advocate, for the petitioners

Rajbir Sehrawat, J. (Oral)

This petition has been filed by the petitioners under Section 439 of Cr.P.C. for grant of bail pending trial in case FIR No. 172 dated 11.12.2019, registered under Sections 304B, 201, 34 IPC, at Police Station Ram Nagar, District Karnal.

It is contended by the counsel for the petitioners that the case against the petitioners was lodged due to some mis-understanding on the part of the complainant. The deceased was happily residing in the family. But unfortunate death of the deceased has led to the present case. It is further submitted that the complaint was lodged by the mother of the deceased. However, while appearing as a witness before the Court, the complainant has not supported the version of the prosecution. In fact, she has denied having made any statement before the police. Therefore, the star evidence of the prosecution has not been substantiated before the Court. The petitioners are in

custody since 13.12.2019. They are not required for investigation purposes.

Hence, they be released on bail.

Notice of motion.

Mr. Anmol Malik, AAG, Haryana accepts notice on behalf of the State.

Learned State counsel, on instructions from SI Krishan, submits that since the petitioners are the husband and mother-in-law of the deceased, therefore, they cannot avoid the responsibility of the death of the deceased in her matrimonial house. However, it is not disputed that even the complainant has not supported the case of the prosecution and that the petitioners are in custody since 13.12.2019.

In view of the above, but without commenting upon the merits of the case, the present petition is allowed. It is ordered that the petitioners be released on bail pending trial on their furnishing bail bonds/ sureties to the satisfaction of the trial Court/ Duty Magistrate.

(RAJBIR SEHRAWAT)
JUDGE

3.6.2020

Ashwani

Speaking/Reasoned	:	Yes/No
Reportable	:	Yes/No