

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

205

CRM-M-13100-2020

Date of Decision:09.06.2020

Mukesh Kumar

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR.JUSTICE HARI PAL VERMA.

**Present: Mr. Ravi K Mattoo, Advocate,
for the petitioner.**

Mr. Dhruv Dayal, DAG, Punjab.

HARI PAL VERMA, J.(Oral)

The matter has been taken up for hearing through video conferencing due to outbreak of COVID-19.

Prayer in this petition filed under Section 439 Cr.P.C. is for grant of regular bail to the petitioner in FIR No.204 dated 04.12.2018 under Sections 306, 34 IPC, registered at Police Station Nangal, District Rupnagar.

Learned counsel for the petitioner relies upon the order dated 14.01.2020 passed in **CRM-M-380-2020 (Des Raj and another Versus State of Punjab)**, whereby parents of the petitioner were admitted on bail by this Court vide order dated 14.01.2020. He states that the petitioner is in custody since 04.12.2018 and the deceased had died by hanging and it was the second marriage of the deceased. Petitioner is husband of the deceased.

The allegation in the FIR is that the petitioner and his parents have harassed

and given beatings to the deceased and this fact was telephonically informed

by the deceased to the complainant on 03.12.2018. Trial in the case is not likely to be concluded in the near future, as against total 13 witnesses cited by the prosecution, only 07 witnesses have been examined so far.

Learned State Counsel does not dispute the custody period and the stage of trial.

Heard learned counsel for the parties.

Petitioner is in custody since 04.12.2018. In the light of order passed in CRM-M-380-2020, whereby parents of the petitioner were admitted on bail by this Court vide order dated 14.01.2020 and noticing the fact that as against total 13 witnesses cited by the prosecution, only 07 witnesses have been examined so far, trial is not likely to be concluded in the near future and now the case before the trial court is fixed for 10.06.2020, this Court deems it appropriate to admit the petitioner on bail.

Accordingly, the present petition is allowed and the petitioner is admitted on regular bail, subject to his furnishing adequate bail bonds/surety bonds to the satisfaction of trial Court/Duty Magistrate.

However, it is made clear that the observations made hereinabove shall not be construed as an expression on the merits of the case and the trial Court shall proceed with the trial independently without being influenced by the order of bail passed by this Court.

It is made clear that the petitioner shall not extend any threat and shall not try to influence any prosecution witnesses directly or indirectly in any manner.

June 09, 2020
seema

(HARI PAL VERMA)
JUDGE

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No