

**108 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH
(through video conferencing)**

CRM-M-13557-2020
Decided on : 09.11.2020

Manka

..... Petitioner

Versus

State of Haryana

..... Respondent

CORAM : HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

Present : Mr. P.K.Rohilla, Advocate
for the petitioner.

Mr. Apoorv Garg, 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.684 dated 06.09.2019 under Sections 306 IPC registered at Police Station Model Town Panipat.

Learned counsel for the petitioner inter alia contends that the petitioner has been falsely implicated in the case in hand, which is evident from the fact that his name did not figure in the initial version put-forth by the complainant while registering the FIR in question. It was only subsequently in the supplementary statement recorded on 20.09.2019 i.e. after 14 days of the registration of the FIR, she levelled allegations against the petitioner of abetting the suicide of her daughter. He further contends that the petitioner has been in custody since 01.11.2019 and the trial has not made any progress. Hence, there is no likelihood of the trial concluding in the near future.

Per contra, learned State counsel while opposing the prayer of

learned counsel for the petitioner has not been able to controvert the factual aspect of the submissions made by learned counsel for the petitioner. He has rather conceded that in the first statement made by the complainant, she had levelled allegations against one Mukesh for abetting the suicide of her daughter and it was only subsequently in her supplementary statement recorded on 20.09.2019 i.e. after 14 days of the occurrence, she came up with a different version wherein she implicated the petitioner in the crime in question. Learned State counsel on instructions from SI Krishan has further submitted that the charges were framed on 29.01.2020 and the prosecution evidence would be commencing in the near future.

Heard.

In view of the submissions made by learned counsel and the fact that the petitioner has been in custody since 01.11.2019, the trial is unlikely to conclude in the near future more so in the wake of outbreak of pandemic Covid-19. Hence, the present petition is allowed and the petitioner is admitted to bail to the satisfaction of the trial Court/Duty Magistrate. However, it is made clear that anything observed hereinabove shall not be construed to be an expression of opinion on the merits of the case.

(MANJARI NEHRU KAUL)
JUDGE

09.11.2020

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Whether speaking/reasoned:

Yes/No

Whether reportable :

Yes/No