

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

203

CRM-M-14881-2020 (O&M)
Date of decision: 09.07.2020

Anil

.....Petitioner

versus

State of Haryana

....Respondent

CORAM: Hon'ble Mr. Justice Girish Agnihotri

Present: Mr. Amrik Singh Kalra, Advocate for the petitioner.

Mr. Sukhdeep Parmar, DAG, Haryana.

Mr. Parveen Sharma, Advocate for the complainant.

GIRISH AGNIHOTRI, J. (Oral)

The matter has been taken up through video-conferencing on account of lockdown due to outbreak of pandemic COVID-19.

Petitioner-Anil who is stated to be aged 22 years, has filed the present petition *inter alia* praying for grant of regular bail in case FIR No.305 dated 06.07.2019, under Sections 304-B, 498-A read with Section 34 of IPC, registered at Police Station Ganaur, District Sonipat.

Learned counsel for the petitioner submits that three other co-accused, namely, Geeta (Sister-in-law), Ramphal (father-in-law) and Birmati (mother-in-law), have already been granted regular bail by this Court vide CRM-M No.53690 of 2019 dated 19.12.2019 (Annexure P-3), CRM-M No.5895 of 2020 dated 17.02.2020 (Annexure P-4) and CRM-M No.10499 of 2020 dated 29.05.2020 (Annexure P-5), respectively. Learned

counsel further submits that a perusal of the FIR would show that the petitioner had rather taken the deceased to the hospital when it was learned that she has consumed some poisonous substance. Learned counsel further submits that two persons from the complainant side have filed affidavits that statement/complaint earlier made at the time of lodging of the FIR was under a mistaken belief.

Challan in this case has been presented on 14.10.2019 and out of 16 witnesses, only 6 witnesses have been examined. Learned counsel however submits that due to the present COVID-19 situation and also the fact that trial is likely to take some time, detention of the petitioner in jail is dangerous to his life, therefore, petitioner is entitled for regular bail.

In view of the peculiar facts as noticed above, considering the existing situation due to COVID-19 and the fact that trial is likely to take some time, this Court deems it appropriate to direct the release of the petitioner on regular bail to the satisfaction of Chief Judicial Magistrate/Duty Magistrate concerned, subject to his furnishing bail bonds/surety bonds. However, it is made clear that anything observed herein shall not be construed as an expression on merits of the case.

The petition stands disposed of accordingly.

(GIRISH AGNIHOTRI)
JUDGE

09.07.2020

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Whether speaking/ reasoned:	Yes/No
Whether Reportable:	Yes/No