

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

(Proceedings conducted through video Conference)

205

CRM-M-16136-2020 (O&M)

Date of decision: 08.07.2020

BALWINDER SINGH ALIAS BINDER

... Petitioner

Versus

STATE OF PUNJAB

... Respondent

CORAM: HON'BLE MRS. JUSTICE REKHA MITTAL

Present : Mr. Jasdeep Singh, Advocate for the petitioner.

REKHA MITTAL, J. (Oral)

Balwinder Singh @ Binder prays for grant of regular bail in FIR No.110 dated 04.11.2019 registered at Police Station Banur, District SAS Nagar (Mohali) for offence punishable under Sections 306 and 201 IPC.

Heard.

Notice of motion to the Advocate General, Punjab.

Mr. Saurav Khurana, DAG, Punjab, appears on behalf of State of Punjab.

Counsel for the petitioner would argue that marriage of the petitioner with Harpreet Kaur (since deceased) was performed 13 years before the unfortunate occurrence but during all these years, parental family of Harpreet Kaur did not make any complaint against the harassment/mal-treatment of the deceased. It is further argued that similar allegations have been levelled against the petitioner and his co-accused namely Narinder Singh @ Neeta, Hazoora Singh, Nirmail Singh and Gurdeep Kaur stating that they had been harassing, beating and threatening the deceased to kill her. It is further argued that all co-accused in the case were released on bail. He would apprise that on completion of investigation, challan has been presented in the Court and conclusion of trial is likely to take its own time. The last submission made by counsel is that petitioner is ready to face trial without any default.

Counsel representing State of Punjab has not disputed correctness of grant of bail to co-accused and completion of investigation.

However, he would argue that co-accused in the case are residing separately and for that reason they were extended benefit of bail.

The petitioner surrendered before the Court on 10.02.2020. There is nothing on record suggestive of the fact that either the deceased or her parental family ever raised an issue with regard to any harassment/mal-treatment to the deceased by the petitioner and his co-accused. There is no allegation that petitioner is likely to misuse concession of bail, if so allowed or is likely to flee from process of justice in case enlarged on bail.

Without meaning to express any opinion on merits of the case, bail to the petitioner subject to his furnishing bail bonds to the satisfaction of trial Court/Additional Sessions Judge (on duty), SAS Nagar (Mohali). However, he shall abide by the following conditions:-

(i)He shall not, directly or indirectly, make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him/her from disclosing such facts to the Court or to any police officer; and

(ii)He shall not leave India without previous permission of the Court.

Disposed of.

08.07.2020

ashok

(REKHA MITTAL)
JUDGE

Whether speaking/reasoned:
Whether reportable:

Yes / No
Yes / No