

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

CRM-M-19801-2020 (O&M)

Date of Decision:07.08.2020

Rohtash

... Petitioner

Versus

State of Haryana & another

... Respondents

CORAM:- HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA.

Present:- Mr. Aditya Sanghi, Advocate for the petitioner.

Mr. Saurabh Mohunta, DAG, Haryana.

Mr. Lokesh Sharma, Advocate for the complainant.

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TEJINDER SINGH DHINDSA, J. (ORAL).

Matter has been taken up through Video Conferencing via Webex facility in the light of the Pandemic Covid-19 situation and as per instructions.

Petitioner seeks benefit of regular bail pending trial in case FIR No.183, dated 10.11.2019, under Sections 304-B/34 IPC, registered at Police Station Nathu Sarai Chopta, District Sirsa.

Counsel for the parties have been heard.

Deceased is the daughter-in-law of the present petitioner and who is stated to have died on 10.11.2019 by allegedly consuming some poisonous substance. The date of marriage solemnized between the son of the petitioner and the deceased was 18.02.2019.

It is the contention raised by counsel for the petitioner that the essential ingredients of Section 304-B IPC i.e. demand of dowry soon before death is missing in the present case.

That apart, counsel submits that a supplementary statement of

the complainant i.e. father of the deceased was recorded under Section 161 Cr.P.C. and it is at variance to the initial version set up. As per supplementary statement of the complainant, the mother-in-law has no role to play. Counsel as such argues that it is a case of false implication wherein in the initial version an attempt was made to rope in the entire family members.

Petitioner was arrested on 04.12.2019.

Investigation in the case is complete and the challan has been presented.

Trial is at the initial stage and would take time to conclude particularly keeping in view the current Covid-19 situation.

Mr. Lokesh Sharma, Advocate has joined proceedings on behalf of the complainant and does not object to the prayer for grant of bail.

Without making any observations on merits, petitioner is held entitled to the benefit of bail.

Petitioner be enlarged on bail subject to his furnishing bail/surety bonds to the satisfaction of the trial Court/Duty Magistrate concerned.

Disposed of.

07.08.2020

harjeet

**(TEJINDER SINGH DHINDSA)
JUDGE**

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| i) | Whether speaking/reasoned? | Yes/No |
| ii) | Whether reportable? | Yes/No |