

221

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

**CRM-M-29351-2020
Date of Decision: 29.09.2020**

Hansa Singh

..... Petitioner

Versus

State of Punjab

..... Respondent

CORAM: HON'BLE MR. JUSTICE SUDIP AHLUWALIA

Present: Mr. K.S. Chahal, Advocate,
for the petitioner.

Mr. Ramandeep Sandhu, Senior DAG, Punjab.

SUDIP AHLUWALIA, J. (ORAL)

This is a petition for regular bail filed under Section 439 Cr.P.C. on behalf of the petitioner, in FIR No.106 dated 18.07.2020, under Sections 498-A/307/34 of the IPC (Section 406 of the IPC added later on), registered at Police Station Joga, District Mansa.

[2]. The petitioner happens to be the father-in-law of the complainant. Attention of the Court has been drawn to the original statement of the complainant, on the basis of which, G.D. No.31 was lodged in Police Station Joga, District Mansa on 26.06.2020 (Annexure P-2), from which, it transpires that while describing the alleged occurrence of the previous date, there is no allegation imputed by the complainant against her husband and in-laws regarding the harassment in pursuance of demand of dowry. On the other hand, the version mentioned therein was that the complainant was assaulted by her husband, who was annoyed at her interference in his habitual drinking, and that his parents had abetted, and

helped him in assaulting the complainant. However, the FIR was lodged more than 3 weeks later on 18.07.2020, in which new allegations were added.

[3]. Ld. Counsel for the complainant has sent up certain photographs, showing head injuries suffered by the complainant, which are imputed to the petitioner. However, from her MLR (Annexure P-3), it transpires that such injuries were caused by some blunt weapon and nature of the same was kept under observation. Subsequently, it was found from the X-ray of the complainant's skull (Annexure P-4) that no bone fracture was seen. In the totality of circumstances, therefore, injuries, in question, would appear to be simple in nature.

[4]. It further transpires that challan against the petitioner has already been submitted after completion of investigation.

[5]. Considering all these aspects and without commenting any further on the merits of the present case as a whole, but in view of the detention undergone by the petitioner and the fact that the trial is likely to take its own considerable time to complete due to ongoing Covid-19 Pandemic, the prayer of the petitioner for regular bail at this stage is allowed, and he is ordered to be released on bail subject to appropriate terms and conditions to the satisfaction of the Ld. Trial Court/Duty Magistrate, concerned.

[6]. Disposed off.

29.09.2020*Bhumika***(SUDIP AHLUWALIA)
JUDGE**

1. Whether speaking/reasoned: Yes/No

2. Whether reportable: Yes/No