

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

CRM M-33789 of 2019 (O&M)

Date of Decision: September 03, 2020

Mandeep Singh

.....Petitioner

Versus

State of Haryana

.... Respondent

CORAM : HON'BLE MR. JUSTICE FATEH DEEP SINGH

Present : Mr. J.S. Bedi, Sr. Advocate with
Mr. Krishan Kumar, Advocate
for the petitioner.

Mr. Baljinder Virk, DAG, Haryana.

Mr. P.K.S. Phooka, Advocate
for the complainant.

FATEH DEEP SINGH, J. (Oral)

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

CM 21660 of 2020

Heard.

In the light of the averments in the application, the same is allowed subject to all just exceptions. Annexures P-7 is taken on record. Office to tag the same as per Rules.

CRM M-33789 of 2019

Petitioner Mandeep Singh who is in custody has come up before this Court in this second regular bail application moved under Section 439 Cr.P.C. in FIR No. 97 dated 03.08.2017 registered under Sections 302, 304-B and 34 IPC registered at Police Station Jathlana, District Yamuna Nagar.

The brief allegations are as follows:-

“Complainant Vikrant alleged that at the marriage of their sister Raman Kumari with Mandeep Singh petitioner, they had given a motorcycle as dowry, however, the accused and in-laws were unhappy with the same and demanded in stead a car. At the birth of a female girl to the sister of the complainant, the husband present petitioner was not happy and raised demand of Rs.2,00,000/- in cash. It is, thereafter, on 20.01.2017 accused Gulab Singh father-in-law of the sister of the complainant left her at the house of her parents where she remained for six months. On 12.07.2017, the girl was rehabilitated and the accused demanded money or

in its place a car. On 02.08.2019, the accused demanded Rs.10,00,000/- by way of FDR which too was shared by the deceased sister of the complainant while she was being physically assaulted by the accused. Perturbed over this abuse, the deceased committed suicide by hanging”.

Mr. J.S. Bedi, learned counsel for the petitioner assisted by Mr. Krishan Kumar has argued that the petitioner is in continuous custody since 03rd August 2017 and has undergone almost 1/3rd of the prescribed sentence and that as per order dated 17.02.2020 Annexure P-7 passed by this Court, the proceedings before the trial Court have been stayed and, therefore, prayed for grant of bail.

Mr. Baljinder Virk, DAG, Haryana learned State counsel assisted by Mr. P.K.S. Phoolka, learned counsel for the complainant though does not dispute the facts but has strongly opposed the bail on the grounds of heinousness of the offence.

Be so as it may, keeping in view the period of incarceration of the petitioner and the fact that the trial has since been put to hold, this Court in the light of the same without advertent on to the merits of the case, deems it appropriate to allow the present application. Accordingly, the petitioner is ordered to be released on regular bail to the satisfaction of Chief

Judicial Magistrate/Duty Magistrate, concerned

However, it is made clear that anything observed herein shall not be construed as an expression of opinion on the merits of the case.

Disposed off accordingly.

September 03, 2020

(FATEH DEEP SINGH)

amit rana

JUDGE

Whether reasoned/speaking	:	Yes/No
Whether reportable	:	Yes/No