

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

CRM-M-49492 of 2019.

Decided on:- September 10, 2020.

Ganga Ram.

.....Petitioner.

Versus

State of Haryana.

.....Respondent.

CORAM: HON'BLE MR. JUSTICE HARI PAL VERMA.

Present:- Mr. Munfaid Khan, Advocate for the petitioner.

Ms. Gaganpreet Kaur, A.A.G., Punjab.

HARI PAL VERMA, J. (Oral)

The matter has been taken up for hearing through video conferencing due to outbreak of COVID-19.

Prayer in this petition filed under Section 439 Cr.P.C. is for grant of regular bail to the petitioner in FIR No.378 dated 15.05.2019 under Sections 302 and 201 IPC registered at Police Station Sadar Palwal, District Palwal.

The aforesaid FIR was registered against the petitioner on the basis of an application moved by complainant Devi Singh son of Tejpal, resident of village Deeghot, Tehsil and District Palwal, wherein he has alleged that on 15.05.2019 at about 01.00 O'clock, when he was going to Mitrol road from his house, he saw that petitioner Ganga Ram was coming out of his house. At that time, it seemed that some smell of flames due to fire was coming. Then he (complainant) went inside the house of petitioner and found that Sonam daughter of the petitioner was lying dead in a burning

condition. The complainant suspected that it is the petitioner, who killed his own daughter by putting her on fire.

Learned counsel for the petitioner has argued that the petitioner has falsely been implicated in the present case. At the time of alleged incident, the petitioner was working in his fields. Neither complainant Devi Singh nor anybody else had seen the petitioner putting the deceased on fire. The petitioner is in custody since 16.05.2019 and all the material witnesses including the complainant have been examined before the trial Court and they have not supported the case of the prosecution.

Learned State counsel though has not dispute the custody of the petitioner, but has argued that the allegations levelled against the petitioner are serious in nature and, therefore, he is not entitled for bail.

I have heard learned counsel for the parties.

There are serious allegations against the petitioner whose daughter died because of burn injuries. Interestingly, the petitioner had not taken her to the hospital. Therefore, this Court finds that no case is made out for grant of regular bail to the petitioner and the present petition is, accordingly, dismissed.

The observations made hereinabove shall not be construed as an expression of opinion on the merits of the case and the trial Court shall decide the case without being influenced with these observations in any manner.

September 10, 2020

Yag Dutt

(HARI PAL VERMA)
JUDGE

Whether speaking/reasoned:
Whether Reportable:

Yes
No