

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

**CRM-M No.50623 of 2019 (O&M)**

Date of decision: 31<sup>st</sup> January, 2020

Kavita

... Petitioner

Versus

State of Haryana

... Respondent

**CORAM: HON'BLE MR. JUSTICE FATEH DEEP SINGH**

Present: Mr. Rakesh Dhiman, Advocate for the petitioner.

Mr. Pritam Saini, Addl. Advocate General, Haryana  
for the respondent.

**FATEH DEEP SINGH, J.**

Allegations against the petitioner Kavita in this second regular bail application under Section 439 Cr.P.C. (the first one having been dismissed by this Court on 30.10.2019) in case bearing FIR No.1152 dated 03.11.2018 under Sections 302, 304-B, 34 IPC pertaining to Police Station Jhajjar, have come about by the complainant father of deceased Jyoti.

The brief allegations are that marriage of the deceased was solemnized on 19.02.2018 with accused non-applicant Ravi son of the present petitioner. It was the claim of the complainant that since inception the accused were not happy with the dowry and often raised demand of more and in spite of the repeated prevailing by the complainant the accused did not desist so. On 03.11.2018 early morning

the complainant received a call from the relations of the accused Ravi intimating that Jyoti has committed suicide, leading to registration of the present case.

Learned counsel for the petitioner Mr. Rakesh Dhiman inter alia contends that the petitioner is behind bars since a long time and that the entire story is false and fabricated as four out of the total six accused were found innocent during investigations. It is claimed that there is no specific allegation against the petitioner in commission of the offence.

On behalf of the State, Mr. Pritam Saini, Addl. Advocate General, Haryana has sought to vehemently oppose the grant of bail on the grounds that earlier bail application of the petitioner was dismissed and no fresh grounds have come about and that there are specific allegations against the petitioner mother-in-law.

Appreciating the submissions of the two sides, it is after almost nine/ten months from marriage, the unfortunate bride saw her nemesis. There are specific allegations against the accused especially the mother-in-law and husband of the deceased for demand of dowry, cruelty and harassment on account of the same. There has been repeated intervention by the complainant side to sort out the same but to no avail. The deceased has died an unnatural death in her matrimonial home. The mere fact that the petitioner is in custody is no extenuating circumstance, when there is categorical stand of the State that if allowed bail the

petitioner might stifle the trial which is underway. In view thereof, finding no merit the present petition stands dismissed.

**(FATEH DEEP SINGH)**  
**JUDGE**

**January 31, 2020**  
*rps*

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|---------------------------|--------|
| Whether speaking/reasoned | Yes/No |
| Whether reportable        | Yes/No |