

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

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**CRM-M-23032-2021
Decided on : 30.06.2021**

Vikram Singh

... Petitioner(s)

Versus

State of Haryana

... Respondent(s)

CORAM: HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

(Through Video Conferencing)

PRESENT: Mr. Karan Bhardwaj, Advocate
for the petitioner(s).

Ms. Ranjana Shahi, Addl. AG, Haryana
assisted by ASI Lal Chand.

MANJARI NEHRU KAUL, J. (Oral)

The instant petition has been filed under Section 439 Cr.P.C. for grant of regular bail to the petitioner in case FIR No. 709, dated 20.12.2020, under Section 304-B IPC, registered at Police Station Baldev Nagar, District Ambala.

Learned counsel for the petitioner *inter alia* submits that the delay of one day in lodging the FIR lends credence to a false and fabricated case having been foisted upon the petitioner. He further submits that it was a second marriage of both the petitioner and the deceased, hence, there was no question of any dowry demand. Further submits that the deceased-wife was not comfortable and happy living in village Sanjarpur, District Patiala (Punjab) and hence, the petitioner along with his wife (deceased) had moved to Ambala. Learned counsel further submits that on the date of alleged occurrence i.e. 19.12.2020, the petitioner was not even at home when his wife i.e. the deceased committed suicide by hanging herself

with a chunni. Learned counsel submits that the petitioner has been in custody since 20.12.2020 and only 05 witnesses out of the 18 prosecution witnesses cited, have been examined so far. Hence, there is no likelihood of the trial concluding anytime in the near future.

Per contra, learned State counsel while opposing the prayer and submissions made by learned counsel for the petitioner, on instructions from ASI Lal Chand, has submitted that there are specific allegations against the petitioner in the FIR in question. She has further submitted that the deceased ended her life in her matrimonial home within 07 years of her marriage.

Heard.

In view of the submissions made by learned counsel for the parties and keeping in view the fact that the petitioner has been in custody since 20.12.2020, I deem it a fit case for grant of the concession of regular bail to the petitioner, as the trial is unlikely to conclude in the near future, more so, in the prevailing conditions due to the outbreak of COVID-19. The petition as such is allowed and the petitioner is admitted to bail to the satisfaction of trial Court/Duty Magistrate. However, it is made clear that anything observed hereinabove shall not be construed to be an expression of opinion on the merits of the case.

(MANJARI NEHRU KAUL)
JUDGE

June 30, 2021

J.Ram

Whether speaking/reasoned: *Yes/No*
Whether Reportable: *Yes/No*