

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

CRM-M-31118-2020

Date of decision : 28.09.2021

Ravinder

.... Petitioner

Versus

State of Haryana

.... Respondent

CORAM : HON'BLE MR. JUSTICE RAJESH BHARDWAJ

Present: Mr. R.S. Sihota, Senior Advocate with
Mr. B.R. Rana, Advocate
for the petitioner.

Mr. B.S. Virk, DAG, Haryana.

RAJESH BHARDWAJ, J. (Oral)

Prayer in this petition under Section 439 Cr.P.C, is for grant of regular bail in case FIR No.188 dated 24.08.2019, under Sections 498-A, 304-B read with Section 34 of IPC, at Police Station Bahin, District Palwal.

It has been contended by learned Senior counsel that the FIR in question was registered by Jawahar Singh wherein, he has alleged that he married his daughter Kirti on 13th December, 2018 with the petitioner, Ravinder. Soon after the marriage, his daughter Kirti was being harrassed on account of demand of dowry. It was alleged that she was MBA passed, decent and intelligent girl. However, having being fed up with the harassment caused, she committed suicide by hanging on 24th August, 2019 and thus, the present FIR was registered with a plea to take the action against the accused. The investigation commenced and finally challan was presented against the petitioner. It has been submitted that the petitioner is husband of the deceased. Learned Senior counsel would submit that the

petitioner has been falsely implicated in this FIR. He would further submit that the parents of the deceased were immediately informed and they carried the dead body with them and the cremation was done by them in their parental village. Hence, he vehemently contends that there was no foul play on the part of the petitioner. However, the FIR has been registered only in order to implicate the petitioner for a serious offence. The petitioner is behind bars since 1st September, 2019 and as the material witnesses have already been examined, his further custody is totally unwarranted.

Learned State counsel has opposed the submissions made by learned Senior counsel. However, he submits that out of 12 prosecution witnesses, the complainant already stands examined.

I have heard counsel for the parties and perused the record.

In the overall facts and circumstances when the petitioner is behind bars since 1st September, 2019, the complainant is also examined. The trial would take sufficient long time, hence without commenting anything on the merits of the case, I find that learned Senior counsel for the petitioner has succeeded in making out a case for bail to the petitioner. The present petition is allowed and the petitioner is ordered to be released on bail on his furnishing bail/surety bonds to the satisfaction of the concerned trial Court/Duty Magistrate. Nothing said herein shall be treated as an expression of opinion on the merits of the case.

(**RAJESH BHARDWAJ**)
JUDGE

28.09.2021
m. sharma

Whether speaking/reasoned	Yes/No
Whether Reportable	Yes/No