

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

206)

CRM-M-30974 of 2020

Date of Decision: 07.01.2021

Krishan Lal @ Manphool Singh

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE AMOL RATTAN SINGH

Present:- Mr. V.D. Sharma, Advocate, for the petitioner.
Mr. Surender Singh, AAG, Haryana

Amol Rattan Singh, J. (Oral)

Case heard by video conferencing.

By this petition, filed under the provisions of Section 439 of the Cr.P.C., the petitioner seeks the concession of 'regular bail', upon FIR no.56, dated 28.04.2019, having been registered at Police Station Buria, District Yamuna Nagar, alleging therein the commission of offences punishable under Sections 304-B and 34 of the IPC, with Section 498 thereof added subsequently.

Learned counsel for the petitioner submits that the petitioner has been in custody since 01.05.2019, i.e. for more than 1 year and 8 months, and that as a matter of fact the defence of the petitioner is that his wife committed suicide not due to any harassment but due to the fact that she was unable to bear a child after three years of marriage.

Upon query to learned State counsel, he submits on instructions from ASI Charanjit Singh that the custody period is not denied, though otherwise he opposes grant of bail to the petitioner considering that a young woman died within 7 years of her marriage.

Upon further query to him, he submits that out of 11 prosecution

witnesses, 5 have been examined, with the next date of hearing being 10.02.2021. He also submits that the complainant has been examined.

That being so, without making any comment on the actual merits of the case, only looking at the period of custody and the stage of trial, the present petition is allowed, with the petitioner ordered to be enlarged on bail, upon his furnishing adequate bail and surety bonds to the satisfaction of the learned trial Court/CJM/Duty Magistrate concerned.

07.01.2021
vcgarg

(AMOL RATTAN SINGH)
JUDGE

Whether reasoned/speaking: Yes
Whether reportable: No