

CRM-42858-2021 in/and
CRM-M-45636-2021
Date of decision: 14.02.2022

ANIL

...PETITIONER

VERSUS

STATE OF HARYANA

...RESPONDENT

CORAM: HON'BLE MR. JUSTICE VIVEK PURIPresent: Mr. Sanjeev Kumar Bawa, Advocate
for the applicant/petitioner.

Mr. Zorawar Singh Chauhan, DAG, Haryana.

Mr. Lekhraj Nandal, Advocate
for respondent No.2.

VIVEK PURI, J. (ORAL)**CRM-42858-2021**

This is an application for placing on record the copy of order dated 28.09.2021 (Annexure A-1) passed in CRM-M-39740-2021.

While recording no objection on behalf of the respondents, the application is allowed as prayed for. Annexure A-1 is taken on record.

CRM application stands disposed of.

Main case

Anil-petitioner is seeking regular bail in the case bearing FIR No. 227 dated 18.05.2021 under Sections 304-B/34/498-A IPC, 1860, registered at Police Station Meham, District Rohtak.

Briefly, FIR has been registered on the basis of complaint submitted by the Suman, the mother of the deceased alleging that the marriage of the deceased was solemnized on 14.08.2019 with Anik. The deceased was

deceased has been strangled by her in-laws.

Learned counsel for the contends that the petitioner is the elder brother of the husband of the deceased, he is residing separately with his family. Babli, the wife of the petitioner has been granted bail and the petitioner is in custody for a period of about eight and a half months. It has been further stated that the investigation of the case is complete and challan has already been presented in the Court. Initially, 09 persons were arrayed as an accused and 06 were found innocent.

The learned State counsel has opposed the bail application on the score that the petitioner along with the co-accused have committed serious offence under Section 304-B IPC. The petitioner has been specifically named in the FIR and furthermore, the co-accused Babli has been granted bail as she was to look after 09 months old baby.

Petitioner is stated to be an elder brother of the husband of the deceased and residing separately with his family. Moreover, co-accused Babli has been inter alia granted bail on the score that she is to look after 09 months old child. Babli is the wife of the petitioner. Initially, 09 persons were arrayed as an accused and 06 have been found innocent. Petitioner is in custody since 13.05.2021 and has undergone incarceration for a period of eight and a half months. The investigation of the case is complete, challan has already been presented and the conclusion of the trial is likely to take sometime. As such, no fruitful purpose will be served by detaining the petitioner in further custody.

Without expressing any opinion on the merits of the case, the instant petition is allowed. The petitioner is ordered to be released on bail on his furnishing requisite bail bonds to the satisfaction of the learned trial Court/Duty

Magistrate concerned.

The petition is allowed accordingly.

14.02.2022
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(VIVEK PURI)
JUDGE

Whether speaking/reasoned:	Yes/No
Whether reportable:	Yes/No