

CRM-M-52415-2022

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

(274)

CRM-M-52415-2022.
Date of Decision:-12.04.2023.

Mithu Singh

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE ALOK JAIN

Present: Mr. Jagjit Singh Gill, Advocate and
Mr. Amritpal Singh, Advocate for the petitioner.

Mr. Pankaj Khullar, AAG, Punjab with
ASI Jaswinder Singh.

ALOK JAIN, J. (Oral)

The present petition is for grant of regular bail to the petitioner in case FIR No.0053 dated 22.06.2022 under Sections 304-B, 34 of IPC, registered at Police Station Jhunir District Mansa.

Learned counsel for the petitioner has relied upon the testimony of the complainant, who is the mother of the deceased as well as the testimony of the father of the deceased and submits that there has been no allegation of any demand of dowry or maltreatment and, rather, both the witnesses have turned hostile.

Learned State counsel has opposed the present petition.

Heard the learned counsel for the parties.

Without commenting on the merits of the case and in light of the fact that the petitioner is in custody since 02.09.2022 and the petitioner being the father in law aged 68 years, petitioner has made out a case for grant of concession of regular bail.

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The petitioner has been in custody since **02.09.2022**. Trial is likely to take long time. Therefore, no useful purpose would be served by keeping the petitioner in custody.

In view of the above, without commenting upon the merits, the present petition is allowed and the petitioner is ordered to be released on bail on his furnishing bail and surety bonds to the satisfaction of the trial Court/Duty Magistrate concerned. He shall, however, be released on the following conditions:

1. The petitioner shall declare his ordinary place of residence and the mobile number used by him.
2. He will not switch off his mobile and in case of any technical glitch, he has to give an alternate number, which will be available in his absence.
3. He will mark his presence before the SHO concerned, after every 15 days and in case the SHO refuses to mark his presence, he is permitted to make an application before the Illaqa Magistrate, concerned.
4. He will not leave the country without the prior permission of the Court, for which he will submit the copy of his passport also.

The petitioner shall abide by the terms and conditions as imposed in addition to Section 439 of Cr.P.C.

However, nothing stated above shall be construed as a final expression of opinion on the merits of the case.

(ALOK JAIN)
JUDGE

April 12, 2023.

Sandeep

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