



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

CRM-M-32188-2024 (O&M)
Date of Decision:-25.02.2025

Avtar Singh

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE JASGURPREET SINGH PURI

Present:- Mr. R.S. Waraich (Rana), Advocate for the petitioner.

Mr. P.S. Bhandari, AAG, Punjab.

JASGURPREET SINGH PURI J.(Oral)

1. The present is a first petition filed under Section 439 of Cr.P.C. for grant of regular bail to the petitioner in case bearing FIR No.71 dated 21.07.2022 under Sections 498-A, 406 and 34 of IPC (Section 304-B of IPC added later on), registered at Police Station Bhadson, District Patiala.

2. Learned counsel appearing on behalf of the petitioner submitted that the petitioner is a 56 years old man and the father-in-law of the deceased. He has been in custody for about 10 months and the trial of the case has already commenced. The mother of the deceased has already been examined, but she did not support the prosecution's version and has been declared hostile. He also submitted that, as per the allegations contained in the FIR, the main allegation is against the son of the petitioner, who is the husband of the deceased. It is alleged that he is a drug addict and so far as the present petitioner is concerned, being the father-in-law of the deceased, he has been falsely implicated in the present case and has already suffered



incarceration for about 10 months and as such he may be considered for the grant of regular bail.

3. On the other hand, learned State counsel submitted that, insofar as the custody of the petitioner is concerned, it is correct, and one prosecution witness, who is the mother of the deceased, has already been examined and has not supported the prosecution's version

4. After hearing learned counsels for the parties, this Court is of the considered view that it is not the case of learned State counsel that if the petitioner is released on bail, he may abscond, flee from justice, influence witnesses, or tamper with evidence, and considering the aforesaid custody of the petitioner, the role of the petitioner, who is only the father-in-law of the deceased, and the fact that the mother of the deceased has already been examined and has not supported the prosecution's version, the petitioner deserves the concession of regular bail.

5. Consequently, the present petition is allowed. The petitioner shall be released on regular bail, if not required in any other case, subject to furnishing bail bonds/surety bonds to the satisfaction of learned trial Court/Duty Magistrate concerned.

6. However, anything observed hereinabove shall not be treated as an expression of opinion on the merits of the case and is meant for the purpose of deciding the present petition only.

(JASGURPREET SINGH PURI)
JUDGE

25.02.2025

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