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

CRM-M-64082-2024

Date of Decision:- 22.07.2025

NARESH

...Petitioner

Vs.

STATE OF HARYANA

...Respondent

CORAM:- HON'BLE MRS. JUSTICE AMARJOT BHATTI

Present:- Mr. Babbar Bhan, Advocate for the petitioner.

Mr. Ayuwan Singh, AAG, Haryana.

Mr. Vinod Polist, Advocate for the complainant.

AMARJOT BHATTI, J. (Oral)

1. Petitioner has filed instant petition under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023 for grant of regular bail in FIR No.28 dated 27.01.2024 (Annexure P-1) under Sections 304-B, 323, 328, 34 and 498-A of IPC registered at Police Station Dadri City, District Charkhi Dadri.

2. As per facts of the case, complainant Dharam Prakash gave his statement that his daughter Jyoti was married to Naresh in November, 2017. Naresh was earlier married having three children and his first wife had already expired. Initially, he kept his daughter nicely for about 3-4 months and thereafter, he started beating her. There was demand for money to purchase a car. She was told to bring Rs.10 lakhs from her father. Complainant went to the matrimonial home of his daughter and tried to make them understand



but there was no change in their behaviour. She was beaten up by her husband on the instigation of her sister-in-law Babli and her husband Jaivir. On 06.12.2022 at about 6 pm, Naresh informed telephonically that Jyoti was unconscious. He told him to take her to PGI, Rohtak. His daughter was taken from one place to the other. Initially, she was taken to Life Care Hospital and was admitted in PGI Rohtak on the next day. She remained unconscious till 12.12.2022 and finally she passed away. Police alleged that further proceedings will be carried out after receiving the report of Forensic Science Laboratory. Thereafter, present FIR has been registered on 27.01.2024.

3. Learned counsel for petitioner argued that it was second marriage of Naresh. On the death of his first wife, he had performed second marriage so that his children are looked after properly. There was no reason to maltreat his second wife. Petitioner was earlier serving in Army. He was not present at home when the unfortunate occurrence took place. After the death of victim, he took voluntary retirement to take care of his children. He is behind the bars since 10.04.2024. Statement of the complainant has been recorded. He is ready to abide by the terms and conditions of bail order. Therefore, his regular bail petition may be allowed.

4. Bail petition is opposed by learned counsel representing State assisted by learned counsel for the complainant. As per the status report, during investigation Ram Rati, mother-in-law, Babli and Jaivir were found to be innocent. Only present petitioner has been challaned. It is pointed out that death in this case was due to aluminum phosphide. Report of Regional



Forensic Science Laboratory is Annexure R-1. There are serious allegations against the petitioner. His wife died unnatural death in the matrimonial home. Therefore, regular bail petition filed by the petitioner deserves dismissal.

5. I have considered the aforesaid factual position. During arguments, it is alleged that petitioner was not present at home initially and later-on, victim was taken to the hospital in unconscious state. Incident took place on 06.12.2022 and she remained under treatment till 12.12.2022 when she finally passed away. He is behind the bars since 10.04.2024. Earlier he was serving in Army and he took voluntary retirement to look after his children. At present, statement of the complainant is also recorded as PW1. Conclusion of trial may take some time. Therefore, considering the aforesaid factual position, without commenting on the merits of the case, regular bail petition filed by the petitioner is allowed and he is ordered to be released on bail on furnishing bail bonds and surety bonds to the satisfaction of trial Court/Duty Judge, concerned.

6. Pending miscellaneous application(s), if any, stand disposed of accordingly as well.

(AMARJOT BHATTI)
JUDGE

22.07.2025
snd

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