

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Crl. Misc. No. M- 13719 of 2015(O&M)
Date of Decision:-17.11.2015

Pramila @ Parmila

...Petitioner

Versus

State of Haryana

...Respondent

CORAM: HON'BLE MR. JUSTICE HARI PAL VERMA

Present:- Mr. Ashit Malik, Advocate for the petitioner.

Mr. Ashish Yadav, Addl. A.G., Haryana.

HARI PAL VERMA J.(Oral)

Prayer in the present petition filed under Section 439 Cr.P.C. is for grant of regular bail to the petitioner in case FIR No.109, dated 17.08.2014, for offence under Sections 323, 324, 302, 307 and 34 IPC, registered at Police Station, Mohana, Sonapat, Distt. Sonapat.

Learned counsel for the petitioner contends that the petitioner has not been specifically attributed any injury on the deceased-Banarsi. The only injury attributed to her is *lathee blow* to Naveen, who remained in hospital for five days and, thereafter, was discharged. He further submits that the petitioner, who is a lady, is in custody since 19.08.2014 and trial is not going to be concluded in near future. Therefore, the petitioner deserves the concession of grant of regular bail.

Learned counsel for the State, on instructions from ASI-Satbir Singh, though does not dispute the fact that the petitioner has not been attributed

any injury on the deceased-Banarsi, but submits that the other injured, namely, Naveen had been given head injury, which was found to be dangerous in nature. He also submits that as against the 20 prosecution witnesses, 03 have already been examined.

I have heard learned counsel for the parties.

Taking into consideration the fact that the petitioner, who is a lady, is in custody since 19.08.2014, coupled with the fact that no specific injury has been attributed to her regarding deceased-Banarsi and as on date, as against the 20 witnesses, only 03 witnesses have been examined, the trial will take sufficient long time to conclude, I deem it appropriate to allow the present petition for grant of regular bail.

Accordingly, the present petition is accepted and the petitioner- Pramila @ Parmila, is ordered to be released on regular bail, subject to her furnishing bail/surety bonds to the satisfaction of the trial Court.

It is, however, made clear that expression made here-in-above shall not be construed as an expression on the merit of the case and the trial Court shall be at liberty to decide the case on the basis of available evidence.

(HARI PAL VERMA)
JUDGE

November 17, 2015
Anjal