

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

**CRM-M No. 15105 of 2015
Date of decision: 13.05.2015**

Krishana Devi Petitioner.

Versus

State of Haryana Respondent.

CORAM: HON'BLE MS. JUSTICE NAVITA SINGH

Present:- Mr. Shokeen S. Verma, Advocate, for the petitioner.

Ms. Harpreet Kaur, AAG, Haryana, for the respondent.

NAVITA SINGH, J. (ORAL)

The petitioner is in custody since 16.02.2015.

It is submitted by counsel for the petitioner that the latter is 65 years old and there is nobody to look after her granddaughter, who is not even one year old. She is the daughter of son of the petitioner and Kavita deceased.

Counsel for the petitioner also submitted that as per the crime scene visit report (Annexure P-4), no external mark of injury was observed on the dead body nor there were signs of struggle or violence in the room of the house. He submitted that it could be that Kavita had committed suicide and at the best a case under Section 306 of the Indian Penal Code could have been registered against the accused.

State counsel submits that two witnesses out of a list of seventeen have been examined. She further submits that even though it is alleged by the petitioner that she was living separately from her son and

daughter-in-law, but she was living in the same building on a different floor and, therefore, her interference in the life of deceased was quite probable.

Since the trial is likely to take a long time to conclude and there is no one to look after the infant left behind by the deceased, father of the child being in custody, the petitioner is entitled to the concession of bail.

In view of the above, the petition is allowed and the petitioner is ordered to be released on bail subject to his furnishing bail bonds to the satisfaction of the trial Court/Chief Judicial Magistrate, Kaithal.

(NAVITA SINGH)
JUDGE

13.05.2015
Ramesh