

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

**CRM-M-17042 of 2015  
Date of decision : 29.05.2015**

**Santosh wife of Krishan**

**..... Petitioner**

**Versus**

**State of Haryana**

**..... Respondent**

**CORAM : HON'BLE MR. JUSTICE DARSHAN SINGH**

Present:     Mr. R.A.Sheoran, Advocate  
                  for the petitioner.

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**DARSHAN SINGH,J(Oral)**

This petition has been filed by the petitioner Santosh wife of Krishan for grant of the regular bail in case FIR No. 27 dated 25.01.2015, under Sections 147, 149, 323, 452, 506 and 316 of Indian Penal Code, registered at Police Station Tosham, District Bhiwani.

As per the prosecution allegations, the present petitioner and his co-accused have given beatings to complainant Smt. Maya Devi, her daughter-in-law Som Devi and Poonam, the handicapped daughter of the complainant.

Learned counsel for the petitioner contended that the injuries attributed to the present petitioner to Poonam Devi are simple in nature and she has not caused any injury to Som Devi, who has suffered the miscarriage. He further contended that the petitioner is in custody since 15.03.2015.

On the other hand, learned State counsel pleaded that she has

caused injuries to a handicapped girl. So, she is not entitled for the grant of regular bail.

I have duly considered the aforesaid contentions.

It is not disputed that the present petitioner has not caused any injury to Som Devi, who has suffered the miscarriage as a result of which Section 316 IPC has been added. The allegations against the present petitioner are that she has given fist and slap blows to Poonam, the handicapped daughter of complainant. It is not disputed that all the injuries by Poonam are simple in nature. The petitioner is in custody for the last two months. The investigation has already been completed. So, there is no justification to further detain the petitioner in jail.

Thus, without expressing anything on merits of the case, the present petition is hereby allowed and petitioner Santosh wife of Krishan is ordered to be released on bail on furnishing requisite bail bonds to the satisfaction of learned trial Court/ Duty Magistrate, Bhiwani.

**29.05.2015**

s.khan

**( DARSHAN SINGH )  
JUDGE**