

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

**CRM-23604 of 2015 in/&
Criminal Misc. No. M-21107 of 2015 (O&M)
Date of Decision: 30.07.2015**

Bimla

...Petitioner(s)

Versus

State of Haryana

...Respondent(s)

CORAM:- HON'BLE MR. JUSTICE HARI PAL VERMA

1. *Whether reporters of local newspapers may be allowed to see judgment?*
2. *To be referred to reporters or not?*
3. *Whether the judgment should be reported in the Digest?*

Present:- Mr. H.S. Gill, Sr. Advocate with
Mr. KBS Mann, Advocate
for the petitioner.

Mr. Kapil Aggarwal, Addl.A.G., Haryana.

HARI PAL VERMA J.(Oral)

CRM No.23604 of 2015:

The application is allowed. Order Annexure P2 is taken
on record.

Criminal Misc.No. M-21107 of 2015:

Prayer in the present petition filed under Section 439
CrPC is for grant of regular bail to the petitioner namely Bimla wife
Sat Pal @ Pala, resident of Village Khanpur, Tehsil and District
Kaithal in case FIR No.61 dated 29.4.2014 under Sections 498-A,

306 and 120-B IPC (Sections 302, 147 and 149 IPC deleted during investigation) registered at Police Station Siwan, District Kaithal.

Learned senior counsel appearing on behalf of the petitioner submits that apart from the fact that the petitioner is an old lady of about 60 years of age, the deceased Manisha has died after seven years of the marriage i.e. on 29.4.2014, whereas the marriage was solemnised on 7.3.2007. He further submits that the allegations of harassment, as referred in the FIR, are difficult to digest, as the demand of dowry was alleged after seven years of the marriage. He also refers to order dated 21.7.2015 passed by the trial Court whereby the summons issued to the PW Achint were received back served, but still there was an application on his behalf seeking exemption from personal appearance and the said PW did not put in appearance. He has further stated that even the complainant has been given up as a witness in the case.

On the other hand, learned State counsel submits that there are allegations of harassment at the end of the petitioner for demand of dowry and harassment.

Heard.

I have considered the rival contentions put forward by learned counsel for the parties.

Considering the fact that the petitioner is a lady and mother-in-law, coupled with the fact that trial is not going to be concluded in the near future, as only one witness out of the total

eighteen witnesses has been examined so far, I deem it appropriate to allow the present petition. Accordingly, the petitioner is admitted to regular bail, subject to her furnishing of bail bonds/surety bonds to the satisfaction of the trial Court.

However, it is made clear that the observations made here-in-above shall not be construed any expression on the merits of the case. The trial Court shall decide the case on the basis of evidence as available on record.

Disposed of.

July 30, 2015
AK

(HARI PAL VERMA)
JUDGE