

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

**CRM-M No.31643 of 2015 (O&M)
Date of Decision: 28.09.2015**

Akhtari

..... Petitioner

Vs.

State of Haryana

..... Respondent

CORAM: HON'BLE MR. JUSTICE JASWANT SINGH

Present: Mr. Altaf Hussain, Advocate for the petitioner.

Mr. M.S.Sidhu, Additional Advocate General, Haryana
for the respondent along with HC Jeetu.

Mr. Abhimanyu Singh, Advocate for the complainant.

JASWANT SINGH, J. (Oral)

The prayer is for grant of regular bail in case FIR No.471 dated 03.09.2015, under Sections 148, 149, 323, 452, 307, 302 of the Indian Penal Code and Section 25/54/59 of the Arms Act, registered with Police Station Punhana, District Mewat, Haryana.

The brief facts as culled out from the FIR are that there were two groups, one the supporters of Talib, Sarpanch and another supporters of Usman, who were the contesting parties in the previous election of Sarpanch. They are stated to be thrown stones upon each others and Talib is alleged to have fired a shot, which hit Imtaj, son of the complainant, who was sitting and studying on the roof of his house, resulting into his death.

As per the allegations, the petitioner is alleged to have thrown stones at the opposite party and no case under Sections 302 or 307 read with Sections 148,

149, IPC against the present petitioner is made out, who is stated to be 63 years old, mother of the said Talib.

It is further contended that the petitioner is in custody since 03.09.2015 and the investigations qua her are over.

Learned State Counsel, on instructions from HC Jeetu, does not controvert the aforesaid factual position regarding custody period and investigation.

Without commenting upon the merits of the case, keeping in view the facts as noticed above, this Court finds that petitioner/accused deserves the concession of regular bail and as such she is ordered to be released on bail to the satisfaction of CJM/Duty Magistrate, Mewat.

Disposed of.

September 28, 2015

Gagan

**(JASWANT SINGH)
JUDGE**