

CRM-M-9046 of 2015

Date of decision: March 20, 2015

Preeti Behl

.... Petitioner

Versus

State of Haryana

.... Respondent

CORAM: HON'BLE MR. JUSTICE JASPAL SINGHPresent: Mr. Surinder Sharma, Advocate
for the petitioner.**Jaspal Singh, J.(Oral)**

Instant petition has been filed under Section 438 Cr.P.C. seeking anticipatory bail to the petitioner in case bearing FIR No. 840, dated 25.12.2011 under Sections 147, 149, 283 and 341 IPC, registered at Police Station Civil Lines Hisar, District Hisar

Notice of motion.

On the asking of Court, Mr. Vikas Chopra, DAG, Haryana, accepts notice on behalf of respondent-State of Haryana. Copy of the petition be supplied to learned State counsel during the course of the day.

It has been *inter-alia* contended by learned counsel for the petitioner that petitioner could not appear before learned trial Court due to some *bona-fide* reasons and her non-appearance was beyond her control, as there was threat and danger to her life as well as her daughter's life at the hands of co-accused Sanjay Chauhan.

Meanwhile, she was declared proclaimed offender. It is a debatable question whether proper procedure has been adopted by learned trial Court while declaring her proclaimed offender. Even otherwise, trial is still pending and co-accused Sanjay Chauhan is also facing trial.

Without expressing any opinion on the merits of case and considering the fact that petitioner is a lady and further that she could not appear

before learned trial Court due to some unavoidable circumstances, instant petition is disposed of with direction to learned trial Court that in case petitioner surrenders before it within 7 days, she shall be released on bail to its satisfaction.

March 20, 2015
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(JASPAL SINGH)
JUDGE