

CRM-M-30642-2016 (O&M)

Date of Decision : 21.09.2016

Babita @ Baby

.....Petitioner

versus

State of Haryana

....Respondent

CORAM : HON'BLE MR. JUSTICE M.M.S. BEDI**Present:** Mr. S.K. Garg Narwana, Senior Advocate with
Mr. Karan Garg, Advocate
for the petitioner.

Mr. Ramesh Kumar, AAG, Haryana.

M.M.S. BEDI, JUDGE (ORAL)

Petitioner has been in custody with effect from 08.12.2014 in a case registered at the instance of Suresh, husband of Rajni, alleging that on 08.11.2014 complainant and his wife Rajni and other family members had gone to Satlok Ashram and were restrained to come out of the said Ashram as a number of ladies and children had been used as shields against the police which had gathered outside the Ashram for arresting Baba Rampal. The stones were allegedly pelted on the police causing injuries to the police officials.

Further, the case of the prosecution is that the body of Rajni and others were found in unconscious conditions as they were thrown out of the Ashram and died on account of the injuries.

So far as the petitioner is concerned, it is stated that she is an unmarried girl and she was responsible for detaining families and children in a hall constructed in the Ashram. Petitioner was involved in another case pursuant to the same incident and has been granted bail.

Since the petitioner is facing trial along with other people in the present case, the individual personal liability of the petitioner would certainly be a debatable issue during the course of trial. Petitioner being a female, can be granted the concession of bail, as per the provisions of Section 437 Cr.P.C..

The petition is allowed. Petitioner is ordered to be released on bail on her furnishing bail bonds/surety bonds to the satisfaction of the trial Court subject to the condition that she will not tamper with the evidence and will not absent herself without any sufficient cause.

(M.M.S. BEDI)
JUDGE

21.09.2016
Neha

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No