

Criminal Misc. M- No. 24383 of 2017 (O&M)

Date of decision : August 18, 2017

Salochna

.....Petitioner

Versus

State of Haryana

....Respondent

CORAM:- HON'BLE MRS. JUSTICE LISA GILL

Present: Mr. Ravi Sharma, Advocate and
Mr. Pawan Bhardwaj, Advocate
for the petitioner.

Mr. Sanjay K. Saini, AAG, Haryana.

LISA GILL, J.

The petitioner prays for bail pending trial in FIR No. 25 dated 22.04.2016 registered under Section 304-B IPC at Police Station Naggal, District Ambala.

It is submitted that the petitioner is 67 years of age and has been falsely implicated in this case as she happens to be the mother-in-law of the deceased. Vague and general allegations have been levelled against the petitioner. There is no specific allegation against her. Moreover, it is submitted she was not even present at the time of the alleged occurrence as she had gone to see off her son-in-law, who was going to Abu Dhabi.

Learned counsel for the petitioner further submits that the petitioner's husband is totally blind and an aged man. There is none to look after her husband. The co-accused i.e. the husband of the deceased is in custody. It is, thus, prayed that this petition be allowed.

I have heard learned counsel for the parties.

Though this petition is opposed, it is not disputed by learned counsel for the State, on instructions, from ASI Mange Ram, that the petitioner's husband is aged and blind. Six daughters of the petitioner are married and there is none to look after the petitioner's husband. The petitioner, it is verified, is not involved in any other criminal case. Trial in this case is not likely to conclude in the near future.

There are no allegations on behalf of the State that petitioner is likely to abscond or that she is likely to dissuade the witnesses from deposing true facts in the Court, if released on bail. The petitioner has been in custody since April, 2016.

No useful purpose shall be served by keeping the petitioner incarcerated any longer. Keeping in view the facts and circumstances noted above but without expressing any opinion on the merits of case, it is considered just and expedient to allow this petition.

Consequently, the petitioner be released on bail pending trial subject to her furnishing requisite bail bonds and surety to the satisfaction of the learned trial Court.

It is reiterated that none of the observations made herein above are a reflection on the merits of the case and shall have no bearing on the trial.

August 18, 2017
rts

(Lisa Gill)
Judge

Whether speaking/reasoned :	Yes/No
Whether reportable :	Yes/No