

IN THE HIGH COURT OF PUNJAB AND HARYANA,
AT CHANDIGARH

105/212

CRM-M-3025-2017 (O&M)

Decided on : 12.05.2017

Vedmati

... Petitioner

Versus

State of Haryana

.. Respondent

CORAM : HON'BLE MRS.JUSTICE REKHA MITTAL

Present : Mr.Rajinder Singh Malik, Advocate
for the applicant-petitioner.

Ms.Dimple Jain, AAG, Haryana.

Rekha Mittal, J. (Oral)

CRM No.15887 of 2017

Heard.

Allowed as prayed for.

Medical Certificate, Forensic Science Laboratory Report and Ration Card i.e. Annexures P-3 to P-5 are taken on record subject to just exceptions.

CRM-M-3025-2017

The petitioner prays for grant of regular bail in FIR No.509 dated 26.09.2016 for offence under Section 304-B read with Section 34 of the Indian Penal Code (in short 'IPC'), registered at Police Station Sadar Bahadurgarh, District Jhajjar.

Learned counsel for the petitioner has submitted that on completion of investigation, challan has been presented in the court, charge has been framed but no witness has been examined till date, therefore, conclusion of the trial is likely to take its own time. It is further

submitted that the deceased along with her husband had been living separately as has been mentioned in the FIR. Further argued that similar allegations as have been raised against the petitioner were levelled against Sh.Raghbir, father in law, Mukesh, Mahesh, brothers-in-law and Poonam, sister-in-law by saying that in-laws family was harassing the deceased by putting pressure to bring an amount of Rs.40 lacs to repay the debt. The father-in-law, brothers-in-law and sister-in-law were declared innocent during investigation as challan has been presented against the husband and the mother-in-law (petitioner herein). The deceased has left behind a child aged about 1-1/2 years and at present the child is staying with the grand father. It is further submitted that the child needs care by the grand mother after death of his mother and father being behind the bars. The last submission made by counsel is that the petitioner is ready to face the proceedings in accordance with law.

Counsel for the State has opposed the prayer for grant of bail with the submission that in view of gravity of offence charged against the petitioner, she is not entitled to be released on bail.

Concededly, presence of the petitioner is required for the purpose of attending the proceedings before the court. No specific allegation has been levelled against the petitioner qua harassment to the deceased. Release of the petitioner from custody would be in the interest of welfare of the minor child aged about 1-1/2 years left behind by the deceased. Law regarding grant of bail to a women is more liberal.

Without meaning to express any opinion on merits of the controversy, bail to the petitioner subject to satisfaction of the trial court.

However, she shall abide by the following conditions:-

- (i)She shall not offer any threat, promise or inducement to any person acquainted with the facts of the case so as to dissuade him from disclosing the same to the Investigating Officer/Court; and
- (ii) She shall not leave the limits of this country without prior permission of this Court.

[Rekha Mittal]
Judge

12.05.2017
sd

Whether speaking/reasoned	:	Yes/No
Whether Reportable	:	Yes/No