

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-45212-2016

Date of Decision:- 16.03.2017

Shobha alias Sonam

....Petitioner

Versus

State of Haryana

....Respondent

CORAM: HON'BLE MS. JUSTICE RITU BAHRI

Present: Mr. Sameer Sachdev, Advocate, for the petitioner.

Ms. Mahima Yashpal, AAG, Haryana.

RITU BAHRI, J. (Oral)

Present petition is for release of petitioner on regular bail in FIR No.73 dated 10.10.2016, under Sections 120-B, 376, 376-D, 506 IPC and Section 6 of POSCO Act, registered at Women Police Station, Hisar.

Learned State counsel, after verifying the report given to her, has informed that the petitioner is a HIV patient and her three minor children are living with the neighbours.

Learned counsel for the petitioner submits that only role attributed to the petitioner is that she has facilitated her brother, who had taken the prosecutrix in a flat and committed rape upon her.

I have heard the learned counsel for the parties and with their able assistance gone through the material available on record.

The petitioner was arrested on 27.10.2016. Since then, she is in judicial custody and no useful purpose would be served to further detain her in jail. The final conclusion of trial will take a long time.

In view of above facts, the present petition is allowed. The petitioner is ordered to be released on regular bail on her furnishing adequate bail bonds and surety bonds to the satisfaction of learned trial Judge/Duty Magistrate, Hisar.

Needless to mention that, nothing observed here-in-above, would reflect, on merits in the trial of the main case, in any manner.

March 16, 2017
naresh.k

(**RITU BAHRI**)
JUDGE

Whether speaking/reasoned	Yes
Whether reportable	No