

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT  
CHANDIGARH**

CRM-M-5588-2017 (O&M)  
Date of decision : 15.09.2017

Maya Devi

...Petitioner

Versus

State of Haryana

...Respondent

**CORAM: HON'BLE MR. JUSTICE JITENDRA CHAUHAN**

Present: Mr. Ajay Arora Bharti, Advocate for the petitioner.

Ms. Mahima Yashpal, AAG, Haryana,  
assisted by ASI Bhoop Singh.

**JITENDRA CHAUHAN, J. (Oral)**

The instant petition has been preferred under Section 439 Cr.P.C. seeking bail in FIR No.250 dated 17.08.2015, registered under Sections 304-B, 302 and 120-B read with Section 34 of the Indian Penal Code at P.S. City Mandi Dabwali.

Contentends that as per the case of the prosecution, the deceased was allegedly set ablaze after pouring kerosene oil over her body. Learned counsel refers to the FSL report dated 11.04.2016, to contend that no kerosene traces were found either on the person of the deceased or her apparel. The material witnesses have been examined.

On the other hand, learned State counsel has opposed the instant petition. On instructions, learned State counsel submits that kerosene oil was recovered from the container lying in the vicinity of the dead body. Out of 24 prosecution witnesses, 10 have already been examined, whereas, 2 have been given up. The complainant stands examined.

Heard.

The petitioner is in custody since 24.0.2015. Out of 24 prosecution witnesses, 12 are yet to be examined, thus, it can safely be inferred that the trial is not likely to be concluded in the near future. The complainant already stands examined. Therefore, this Court feels that no useful purpose would be achieved in keeping the petitioner under further incarceration.

In view of the above, without adverting to the merits of the instant case, this petition is allowed. The petitioner be admitted to bail during the pendency of the trial, on her furnishing bail bonds and surety bonds, to the satisfaction of the trial Court/Chief Judicial Magistrate/Duty Magistrate, concerned.

**15.09.2017**  
*atulsethi*

**(JITENDRA CHAUHAN)**  
**JUDGE**

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