

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

CRM-M-21618-2017 (O&M)

Date of decision:09.01.2018

Kiran

... Petitioner

Vs.

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA.

Present: Mr. Manish Soni, Advocate for the petitioner.

Mr. S.K. Yadav, DAG, Haryana.

...

TEJINDER SINGH DHINDSA, J. (ORAL).

Petitioner seeks benefit of regular bail pending trial in case FIR No.58, dated 19.01.2017, under Sections 302/120-B IPC, registered at Police Station DLF, Sector-29, District Gurugram.

Counsel for the parties have been heard.

Deceased in the present case is Bijender. FIR came to be registered on the disclosure statement of Sandeep i.e. husband of the petitioner. As per statement of Sandeep, Bijender was done to death on 23.12.2016 by inflicting axe blows. In other words, Sandeep is the main accused in the matter. The motive behind the occurrence is that deceased Bijender, who was the brother-in-law of Sandeep had entered into forcible illicit relations with the present petitioner and which development had been disclosed to Sandeep but keeping in view the close proximity between the parties, Sandeep had kept quite on the issue for a certain length of time.

Present petitioner, who is a lady carrying a minor child was arrested on 27.03.2017. Even as per prosecution, petitioner has been roped

with the aid of Section 120-B IPC. No specific injury on the person of deceased Bijender has been attributed to the present petitioner.

Investigation having been completed, challan was presented and charges have been framed. State Counsel informs the Court that out of 29 prosecution witnesses cited only 7 have been examined till date.

The trial, as such, would take time to conclude.

Without making any observations on merits and keeping in view the peculiar circumstances noticed herein above, petitioner is held entitled to the benefit of bail.

Petition is allowed.

Petitioner be enlarged on bail subject to satisfaction of the trial Court/Duty Magistrate, Gurugram.

09.01.2018

harjeet

**(TEJINDER SINGH DHINDSA)
JUDGE**

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|-----|----------------------------|--------|
| i) | Whether speaking/reasoned? | Yes/No |
| ii) | Whether reportable? | Yes/No |