

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

Criminal Misc.No.M-31952 of 2018 (O&M)

Date of Decision : 11.10.2018

Sukhpal Kaur

..... Petitioner

Versus

State of Haryana

..... Respondent

CORAM : HON'BLE MR. JUSTICE RAJ SHEKHAR ATTRI

Present : Mr. Jasvir Singh Dhaliwal, Advocate
for the petitioner.

Mr. Ashok Muthreja, DAG, Haryana.

RAJ SHEKHAR ATTRI, J. (Oral)

The present petition has been filed under Section 439 Code of Criminal Procedure for grant of regular bail to the petitioner in case FIR No.347 dated 25.12.2017, registered under Sections 302, 201, 120-B, 204, 34 IPC at Police Station City Mandi Dabwali, District Sirsa.

It has been submitted that deceased Butta Singh had died in mysterious circumstances and the FIR has been registered against unknown persons.

Learned State counsel has submitted that there was a telephone conversation between deceased, Paramjit Kaur and petitioner Sukhpal Kaur. Learned State counsel has admitted that no other evidence against the petitioner is available on record.

Heard. The rope has been recovered from co-accused Amritpal Singh. The challan has already been submitted. The petitioner is stated to be in custody since 01.01.2018. The trial of the case will take

long time. No useful purpose will be served by keeping the petitioner in custody any further.

Without expressing any opinion on merits of the case and keeping in view the fact that conclusion of trial will take considerably long time, the present petition is allowed. Petitioner Sukhpal Kaur is ordered to be released on regular bail on furnishing bail bond and surety bond to the satisfaction of concerned trial Court/Chief Judicial Magistrate/Duty Magistrate, subject to following terms:-

- (a) The petitioner shall comply with the conditions mentioned in Section 437(3) Cr.P.C.
- (b) In the event of her absence on any date of hearing, the benefit of bail allowed to the petitioner shall stand withdrawn. The trial Court shall be competent to cancel her bail bond and surety bond and proceed to procure her presence in accordance with law. In that eventuality the petitioner shall have to apply for bail afresh.
- (c) She shall not leave the country without the previous permission of the Court.

11.10.2018
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(RAJ SHEKHAR ATTRI)
JUDGE

Whether speaking/reasoned
Whether Reportable :

Yes/No
Yes/No