

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

**Criminal Misc. No.M-33570 of 2017(O&M)
Date of Decision: February 15, 2018.**

Premo

Petitioner.

Versus

State of Haryana

Respondent

CORAM:- HON'BLE MRS.JUSTICE LISA GILL

Present: Mr. Vinod Bhardwaj, Advocate
for the petitioner.

Mr.Ramesh Kumar, AAG., Haryana.

Mr. Pawan Atttri, Advocate
for the complainant.

LISA GILL, J.

Petitioner, who is the mother-in-law of the deceased seeks the concession of bail pending trial in FIR No.129 dated 22.04.2017, under Sections 328, 304-B, 498-A, 420 IPC and Section 15 (1) 15(2) Medical Act, Police Station Pundri, District Kaithal.

It is submitted that she has been falsely implicated in this case merely because of her relationship with the deceased. There are no specific allegations against the present petitioner in the FIR. As per the FIR, a sum of ₹20,000/- was allegedly handed over to the petitioner's son. He is in custody.

Learned counsel further submits that two daughters of the deceased and the

petitioner's son (petitioner's grand daughters) are being looked after single-handedly by the petitioner's unmarried daughter. There is no one else in the family to look after them. Moreover, the final report in this case has since been presented. Charge against the petitioner has been framed. The petitioner undertakes to face proceedings and not abuse the concession of bail, if afforded to her. It is thus prayed that this petition be allowed.

Learned counsel for the complainant has opposed this petition while submitting that specific allegations are levelled against the petitioner. However, it is not denied that both the daughters of the deceased are being looked after by the petitioner's unmarried daughter. No application for their custody has been moved by the complainant side.

Learned counsel for the State, on instructions from HC Deepak, verifies that charge in this case has been framed. It is further verified that the petitioner is not involved in any other criminal case.

There are no allegations on behalf of the State that the petitioner is likely to abscond or that she is likely to dissuade the witnesses from deposing true facts before the Court, if released on bail. Trial in this case is not likely to conclude in the near future. No useful purpose would be served by keeping the petitioner incarcerated any longer in the facts and circumstances of this case.

Keeping in view the facts and circumstances of the case but without commenting upon or expressing any opinion on the merits thereof, this petition filed by Premo, is allowed. The petitioner be released on bail pending trial subject to her furnishing requisite bail bonds and surety to the satisfaction of the learned Trial Court.

It is clarified that none of the observations made hereinabove shall

be construed to be a reflection on the merits of the case. The same are solely confined for the purpose of decision of the present petition

15.02.2018
s.khan

[LISA GILL]
Judge

Whether speaking/reasoned : Yes/No.

Whether reportable : Yes/No.