

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

CRM-M- 46573-2018 (O&M)

Date of Decision: November 26, 2018

Sarita

...Petitioner

Versus

State of Haryana

...Respondent

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. Krishan Singh, Advocate
for the petitioner.

Ms. Gaganpreet Kaur, AAG, Haryana.

Mr. PKS Phoolka, Advocate
for the complainant.

JAISHREE THAKUR, J. (Oral)

The instant petition has been filed under Section 439 Cr. P.C. for grant of regular bail to the petitioner in case FIR No.97 dated 03.08.2017, under Sections 302, 304-B, 34 of Indian Penal Code, registered at Police Station Jathlana, District Yamuna Nagar.

Learned counsel for the petitioner contends that the petitioner herein was taken into custody in the aforesaid FIR on 03.08.2017. It is submitted that the petitioner has been falsely implicated in the present case. It is also contended that the co-accused- Sunit Kumar (Jeth of the deceased) has been granted bail by this Court and the petitioner is the sister-in-law of the deceased and is living separately and that the conclusion of the trial

would take time, therefore, the petitioner is entitled to be enlarged on bail.

Per contra, learned counsel appearing on behalf of respondent-State, on instructions from the Investigating Officer, opposes the grant of regular bail to the petitioner, while submitting that offences alleged against the petitioner are serious in nature, however, she does not dispute the fact that the statement of the complainant has been recorded and that the co-accused has since been granted bail.

I have heard learned counsel for the parties.

Since, the trial is likely to take some time and in view of the facts that that the petitioner herein has been in custody since 03.08.2017 and that the statement of the complainant has since been recorded and that the co-accused- Sunit Kumar (Jeth of the deceased) has already been granted bail by this Court and the petitioner is the sister-in-law of the deceased and is living separately, no useful purpose would be served in keeping the petitioner behind bars. At this stage, without commenting on the merits of the case, the instant petition is allowed and the petitioner is directed to be released on regular bail on execution of adequate personal bond and surety bond to the satisfaction of concerned trial Court/Duty Magistrate.

November 26, 2018

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(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes
Yes/No