

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

Crl. Misc. M-794-2018 (O&M)
Date of Decision: January 23, 2018

Teena

...Petitioner

Versus

State of Haryana

...Respondent

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. Ravi Malik, Advocate for
Mr. Sanjeev Kr. Panwar, Advocate
for the petitioner.

Ms. Gaganpreet Kaur, AAG Haryana.

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.235 dated 09.04.2017, under Sections 3, 4, 5 of Medical Termination of Pregnancy Act, 1971, Section 18(c) of Drugs and Cosmetics Act, 1940, Section 15(2) (B) of Medical Council Act and Sections 312, 420, 511 of Indian Penal Code, registered at Police Station Hodal, District Palwal, Haryana.

Learned counsel for the petitioner contends that the petitioner herein was taken into custody in the aforesaid FIR on 09.04.2017. It is submitted that petitioner is falsely implicated in the present case. It is also contended that out of total 13 witnesses, 08 witnesses have been examined, including the material witnesses and conclusion of trial would take

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

Per contra, learned counsel appearing on behalf of respondent-State, on instructions from Investigating Officer, opposes the grant of regular bail, however, does not dispute the fact that out of total 13 witnesses, 08 witnesses have been examined, including the material witnesses.

I have heard learned counsel for the parties.

Since, the trial is likely to take some time and in view of the facts that the petitioner herein has been in custody since 09.04.2017 and that out of total 13 witnesses, 08 witnesses have been examined, including the material witnesses, 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.

January 23, 2018

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**(JAISHREE THAKUR)
JUDGE**

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No