

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

218

CRM-M-1851-2019

Date of Decision:22.01.2019

Heera Devi

.....Petitioner

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MR.JUSTICE HARI PAL VERMA.

Present: Mr. Gaurav Singla, Advocate,
for the petitioner.

Ms. Priyanka Sadar, A.A.G., Haryana.

HARI PAL VERMA, J.(Oral)

Prayer in this petition filed under Section 439 Cr.P.C. is for grant of regular bail to the petitioner-Heera Devi in FIR No.343 dated 24.05.2018 under Sections 498-A, 304-B, 34 IPC, registered at Police Station Suraj Kund, Faridabad, District Faridabad.

Mr. Kartar Singh, Advocate, has put in appearance on behalf of the complainant and filed his power of attorney, which is taken on record.

Learned counsel for the petitioner states that the petitioner is mother-in-law of the deceased-Bimlesh, who died on 23.05.2018. Bimlesh was married with Akash on 04.02.2018. He further states that the petitioner is in custody since 13.08.2018. The real sister of the deceased i.e. Memwati is married in the same house with the other son of the petitioner. The trial in the case will take a long time as no prosecution witness has been examined so far.

Learned State Counsel on instructions from ASI Taleem does not dispute the custody period. However, she states that the deceased has died because of the harassment met out to her owing to the demand of dowry and due to the beating given at the hands of her in-laws including the petitioner. The husband of the deceased Akash as well as her father-in-law are also in custody and since the deceased has died within four months of the marriage, there being serious allegations against the petitioner, no case for grant of regular bail is made out.

I have heard learned counsel for the parties.

The deceased has died because of strangulation. However, considering the fact that the petitioner is in custody since 13.08.2018, her son and her husband are already in custody as challan has been presented in the case. Therefore, trial in the case is not likely to be concluded in the near future. In view of above, this Court finds that the petitioner deserves to be admitted on bail.

Accordingly, the present petition is allowed and the petitioner is admitted on regular bail, subject to furnishing of her bail bonds/surety bonds to the satisfaction of trial Court.

It is made clear that the petitioner shall not influence any witnesses directly or indirectly.

January 22, 2019
seema

(HARI PAL VERMA)
JUDGE

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No