

CRM-M-5771-2019

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

CRM-M-5771-2019

Date of Decision: 01.03.2019

Saroj

... Petitioner

Versus

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Balvinder S. Brar, Advocate,
for the petitioner.

Mr. Sharad Kumar Yadav, Deputy Advocate General,
Haryana.

INDERJIT SINGH, J.

Petitioner has filed this petition under Section 439 of the Code of Criminal Procedure, 1973 for grant of regular bail in case FIR No.870 dated 14.10.2018, registered at Police Station Civil Lines Karnal, District Karnal, under Sections 384, 389 and 120-B of the Indian Penal Code.

Notice of motion has been issued. Learned State counsel has appeared and contested the instant petition.

I have heard learned counsel for the petitioner as well as learned State counsel and gone through the record.

From the record, I find that as per the allegations in the FIR, Rijwan, son of Khurshid was having visiting terms with one Rajbala.

CRM-M-5771-2019

She had also arranged motor-cycle for Rijwan to meet her. As per the version of complainant, marriage of Rijwan was performed, but even then, she used to meet him. She got an FIR registered for rape against Rijwan and demanded ₹10 lakh. An amount of ₹50,000/- was paid to Rajbala. When the amount of ₹1 lakh was paid, at that time the present petitioner alongwith co-accused was arrested.

The petitioner has been in custody since 14.10.2018. She is not required for any investigation or interrogation purposes as she is in judicial custody. The trial of case may take a long time. The petitioner is not the main accused. Therefore, no useful purpose will be served by keeping the petitioner in custody till the final disposal of the case.

Keeping in view the facts and circumstances of the present case; without discussing the facts in minute detail and without expressing any opinion on the merits of the case, this criminal miscellaneous petition is allowed and the petitioner is ordered to be released on bail subject to her furnishing personal bonds in the sum of ₹50,000/- with one surety in the like amount to the satisfaction of the trial Court/Duty Magistrate.

01.03.2019

parveen kumar

**(INDERJIT SINGH)
JUDGE**

Whether speaking/reasoned	:	Yes
Whether reportable	:	No