

**In The High Court for the States of Punjab and Haryana
At Chandigarh**

CRM-M-5859-2019 (O&M)

Date of Decision:- 22.7.2019

Ravina

... Petitioner

Versus

State of Haryana

... Respondent

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Mr. Rakesh Kumar Lathwal, Advocate, for the petitioner.

Mr. Ashok Singh Choudhary, Addl. A.G. Haryana.

GURVINDER SINGH GILL, J. (Oral)

1. By way of filing this petition, the petitioner seeks grant of regular bail in respect of a case registered vide FIR No.26 dated 16.1.2018 at Police Station Kharkhoda, District Sonapat under Sections 364, 302, 201 and 34 of Indian Penal Code, 1860.
2. The FIR was lodged at the instance of Satbir, wherein it has been alleged that his younger brother Mainpal had been living with his children at Kharkhoda and who is missing since the last 5-6 months. It is alleged that wife of complainant's brother namely Ravina

(petitioner) was having illicit relationship with Kamal and that he had been searching for his brother but he could not be traced and he suspects that his brother Mainpal has been killed by Kamal and his brother's wife Ravina after kidnapping him in connivance with each other.

3. The learned counsel for the petitioner has submitted that the present case is based mainly on circumstantial evidence and that there is no evidence worth credence so as to connect the petitioner with the alleged kidnapping or murder of Mainpal.
4. The learned State counsel, while opposing the petition, has submitted that after lodging of the FIR the statements of children of the deceased had been recorded, who have stated that they had seen the co-accused strangulating the deceased Mainpal while the petitioner was standing nearby. The learned State counsel has further informed that charges have already been framed although 11 out of the cited 20 prosecution witnesses have been examined.
5. Having considered rival submissions addressed before this Court and bearing in mind the fact that the petitioner has been behind bars since the last about 1½ years and only 11 out of the cited 20 PWs have been examined, in my opinion, no useful purpose would be served by further detaining the petitioner behind bars as the trial in its normal course is likely to take some time for its conclusion. The petition, as such, is accepted. Petitioner Ravina is ordered to be released on bail on her furnishing bail bonds/surety bonds to the satisfaction of

learned trial Court/Chief Judicial Magistrate/Duty Magistrate
concerned.

6. This petition stands accepted accordingly.

July 22, 2019

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(GURVINDER SINGH GILL)
JUDGE

Whether speaking /reasoned

Yes / No

Whether Reportable

Yes / No