

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

Sr. No.215

**CRM-M-8526 of 2019
DECIDED ON: March 05, 2019**

PARVEEN

..PETITIONER

VERSUS

STATE OF HARYANA

...RESPONDENT

CORAM: HON'BLE MR. JUSTICE SUDHIR MITTAL

Present: Mr. Atul Lakhanpal, Senior Advocate with
Ms. Sushma Suman, Advocate,
for the petitioner.

Mr. D.R. Singla, DAG, Haryana.

SUDHIR MITTAL, J. (ORAL)

The petitioner seeks regular bail in case FIR No.95, dated 02.04.2017 registered at Police Station Bhattu Kalan, District Fatehabad, under Sections 302, 450, 148, 149, 201, 120-B IPC.

Learned Senior counsel submits that the petitioner has been in custody for almost 02 years now. The prosecution witnesses except one have not supported the case of the prosecution and even the witness who has supported the case of the prosecution has not named the petitioner. Thus, there is no other evidence against the petitioner till date. The trial is not likely to be concluded at an early date as five more witnesses remain to be examined. The petitioner does not have any criminal antecedents and thus, he may be granted regular bail.

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Custody certificate dated 02.03.2019 prepared by Sh. Rai Sahab, Deputy Superintendent, Central Jail No.2, Hisar, Haryana has been filed in Court. The same is taken on record. According to the custody certificate, the petitioner has undergone actual custody of 01 year, 10 months & 27 days and there is no other criminal case pending or decided against him.

Learned State counsel submits that the remaining five PWs have been summoned for 13.03.2019 and thus, the hearing may be deferred to any date beyond the said date. He, however, does not dispute the fact that the prosecution witnesses who have been examined till date do not implicate the petitioner.

Keeping in view the custody period of the petitioner as well as the fact that the evidence as on date does not implicate the petitioner, I deem it appropriate to release the petitioner on regular bail. Accordingly, the petition is allowed and the petitioner is directed to be released on regular bail on her furnishing bail and surety bonds to the satisfaction of the trial Court concerned, at Fatehabad.

March 05, 2019

Ankur

Whether speaking/reasoned

Whether Reportable

Yes/No

Yes/No

**(SUDHIR MITTAL)
JUDGE**